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ABSTRACT

Legislative actions affecting higher education in the state of Washington in 1979, enacted by the forty-sixth Washington state legislature are presented. Numbers and brief descriptions of both House and Senate bills are provided in Section 1. Section 2 summarizes Senate and House resolutions and appropriations act study provisos directed to the Council for Postsecondary Education. Also included in this section are the texts of Senate Resolution 1979-90, 1979-95, 1979-96, and 1979-97. The operating budget for 1979-81 for higher education in the state is provided in Section 3, including a comparison of the 1978-79 and 1979-81 figures. The capital budget for 1979-81 for higher education is outlined in Section 4. The final section gives the 1979 tuition, fees, and financial aid figures and a comparison of the tuition and fee rates between 1978-79 and 1979-81. Appended are tables that show the operating budgets in the state by institution, program, and source of funds; the capital budget for new projects by institution, project, and fund source; and texts of selected legislation. (PHR)

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REPORT NO. 80-1

LEGISLATIVE ACTIONS AFFECTING HIGHER EDUCATION

1979

FORTY-SIXTH
WASHINGTON STATE LEGISLATURE

JULY, 1979

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STATE OF WASHINGTON
COUNCIL FOR POSTSECONDARY EDUCATION

LEGISLATIVE ACTIONS
AFFECTING HIGHER EDUCATION
1979

Forty-Sixth
Washington State Legislature

July, 1979

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SECTION I
HOUSE AND SENATE LEGISLATION

House BillsDescription

SHB 112	Establishes a sunset review schedule for various state programs and services. The foreign student resident fee waiver program at the University of Washington and Washington State University is scheduled for termination (pending review) in July, 1981 with a year-long grace period, making the effective termination date July, 1982. (Chapter 99, Laws of 1979).
HB 126	Prohibits the sale of term papers and work assignments for higher education purposes. (Chapter 43, Laws of 1979).
SHB 201	Allows students to apply for a change in resident status for tuition and fee purposes up to the 30th day of each academic term. (Chapter 15, Laws of 1979).
EHB 226	Establishes limited tuition and fee reciprocity with Oregon. Provides nonresident fee waivers for Oregon students attending selected Washington institutions in exchange for nonresident fee waivers for Washington students attending Portland State University. (Chapter 80, Laws of 1979).
ESHB 295	Provides for educational assistance grants for members of the Washington National Guard (one thousand dollars per year maximum). Two hundred and six thousand dollars placed in National Guard budget to fund the program. (Chapter 90, Laws of 1979, 1st Extraordinary Session).
SHB 319	Provides for tuition and fee waivers for higher education employees on a space available basis. (Chapter 82, Laws of 1979).
HB 358	Abolishes tuition and fees for community college students completing high school graduation requirements. (Chapter 148, Laws of 1979, 1st Extraordinary Session).
HB 450	Requires continuing education for nurses as a condition for license renewal. Specific requirements to be determined by the State Board of Nursing. (Chapter 106, Laws of 1979, 1st Extraordinary Session).
SHB 500	Provides cost-of-living increases for PERS, TRS, and WPS employees. (Chapter 96, Laws of 1979, 1st Extraordinary Session).

House BillsDescription

HB 691

Excludes certain Washington State University extension employees from state employees insurance and health care plans. These employees are already covered by federal employee plans. (Chapter 9, Laws of 1979, 1st Extraordinary Session).

SHB 768

Modifies higher education annuities, retirement income plans regarding beneficiaries, eligibility for supplemental benefits, and limit on creditable years. (Chapter 259, Laws of 1979, 1st Extraordinary Session).

Senate BillsDescription

SSB 2042

Provides for a pilot program allowing children of consular employees to pay resident tuition and fees. The Council for Postsecondary Education is directed to evaluate the program in 1983. (Chapter 19, Laws of 1979, 1st Extraordinary Session).

SSB 2140

Permits funding for performing arts scholarships, to be financed through ticket receipts from professional performing art events. (Chapter 1, Laws of 1979, 1st Extraordinary Session).

ESSB 2194

Increases the minimum-sized higher education capital construction project that must be put out to bid. Minimum for four-year institutions is \$17,500. Minimum for community colleges is \$5,000. (Chapter 12, Laws of 1979, 1st Extraordinary Session).

SSB 2243

Authorizes \$14 million in general obligation bonds, primarily for higher education facilities for the handicapped. (Chapter 223, Laws of 1979, 1st Extraordinary Session).

SSB 2250

Authorizes \$24 million in general obligation bonds for community college capital projects to be financed through tuition receipts. (Chapter 226, Laws of 1979, 1st Extraordinary Session).

SB 2406

Authorizes a two-year pilot project for the Council for Postsecondary Education to contract with non-profit organizations to fund multi-purpose service centers for displaced homemakers. The Council budget contains \$350,000 for this purpose. (Chapter 73, Laws of 1979).

Senate Bills

Description

SSB 2434

Provides for registration of nonaccredited postsecondary institutions and branches operating in Washington with certain exemptions. Council for Postsecondary Education and Commission for Vocational Education designated as administering agencies. (Chapter 188, Laws of 1979, 1st Extraordinary Session).

SSB 2451

Increases the current 3 percent limit on student fee waivers to 4 percent of total tuition and fee receipts per institution. Included under the new limit are need-based waivers, foreign student waivers, waivers for displaced homemakers, and high school completion waivers. (Note: There may be some question about the inclusion of high school completion waivers under the 4 percent limit in light of the passage of SHB 358.) (Chapter 262, Laws of 1979, 1st Extraordinary Session).

SSB 2610

Authorizes The Evergreen State College to grant master's degrees subject to Council for Postsecondary Education review and favorable recommendation. Provides for annual Council review of Evergreen's status reports to the Governor and Legislature on enrollment and related matters. (Chapter 78, Laws of 1979, 1st Extraordinary Session).

SSB 2744

Extends eligibility for state need grants to students attending all Washington postsecondary institutions accredited by associations recognized by the Council for Postsecondary Education. (Chapter 235, Laws of 1979, 1st Extraordinary Session.)

SB 2923

Sets full-time tuition and fee rates for Vietnam veterans registering before May, 1983 at October, 1977 rates indefinitely. (Chapter 83, Laws of 1979, 1st Extraordinary Session).

SSB 2964

Authorizes \$46 million in general obligation bonds for four-year institution capital projects to be financed through institutional building accounts. (Chapter 253, Laws of 1979, 1st Extraordinary Session).

SECTION II
RESOLUTIONS AND APPROPRIATIONS ACT STUDY
PROVISOS DIRECTED TO THE
COUNCIL FOR POSTSECONDARY EDUCATION

Summary of Senate Resolutions

The Senate Resolutions are summarized below. The complete texts for each resolution are also included as part of this section.

Tuition and Fee Waivers (SR 1979-95)

The Council for Postsecondary Education is requested to study and make recommendations concerning tuition and fee waiver and residency classification policies. The concerns that prompted this resolution include the fact that tuition and fee waivers cost the state \$12 million per biennium in lost tuition revenue for the four-year colleges alone. There are requests for new waiver programs every session; and it is not clear that residency reclassification procedures are being applied consistently among the various institutions. The final report, with recommendations, is due before July 1, 1980.

Pilot Engineering Technology Baccalaureate Programs (1979-97)

In response to Council recommendations (Technological Clearinghouse and Advanced Engineering Technology Needs in Washington, June, 1976), the Council is requested to coordinate the development of one or more pilot engineering technology baccalaureate programs in one or more of the heavily industrialized and populated areas of the state. The program(s) should be offered under the auspices of the regional universities. The State Board for Community College Education should be consulted on the possible use of community college facilities. The Council is requested to submit a progress report on this effort by August 1, 1980.

The Senate proposed two other resolutions in which the Council will be asked to provide input. The text for these resolutions (1979-90 and 1979-96) are also included as part of this section.

Resolution 1979-90 concerns a review of the community college districting system. The Council has been asked to provide data and any other aid that might be requested and helpful. Senate Resolution 1979-96 requests a study of the duplication in the functions and duties of various state agencies and licensing boards which affect postsecondary education in Washington.

Summary of House Resolutions

The House Higher Education Committee unanimously endorsed three resolutions directing the Council for Postsecondary Education to study certain higher education issues. These resolutions were never brought to a vote on the floor of the House, but the Committee strongly urged the Council to pursue these studies. A summary of the House Higher Education Committee's resolutions is listed below. The complete text of each resolution is included at the end of this section.

Reciprocity (Committee Resolution # 1)

The Council is requested to continue its study of regional reciprocity and resource-sharing arrangements with Idaho and Oregon and submit a final report with recommendations to the House Higher Education Committee by January 31, 1980.

Independent Institutions of Higher Education (Committee Resolution # 2)

The Council is requested to conduct a study of independent higher education in Washington. The study should examine:

1. The relationship between the independent institutions and the total system of higher education,
2. The resources and financial condition of the independent sector,
3. The prospects for consortial arrangements between public and independent institutions,
4. Information about laws and practices in other states in which relationships between public and independent institutions have been established, and
5. The potential costs and benefits of any alternatives the Council may recommend.

The final report is to be submitted to the House Higher Education Committee by January 31, 1981.

Early Review of CPE Planning Assumptions (Committee Resolution # 3)

The Council is requested to conduct a review of the economic and demographic assumptions underlying its 1976-82 plan prior to the normal schedule for development of the next six-year plan. The report should be submitted to the House Higher Education Committee by June 30, 1980.

Appropriations Act Provisos - Section 163 of House Bill 516

Faculty Salaries: The Council shall develop a faculty salary schedule or schedules accommodating the full-time regular faculty members of the public universities and The Evergreen State College, taking into consideration periodic longevity increments and traditional faculty rank differences. The proposal shall be submitted to the House and Senate Higher Education Committees and the House Appropriations and Senate Ways and Means Committees for review and consideration by June 1, 1980.

(Note: The House version of the Appropriations Act contained a proviso directing the Council to prepare faculty salary recommendations for the four-year institutions and community colleges based on a variety of factors, including improved comparisons and cost of living factors. While not included in the final version of the budget, the House Appropriations staff has indicated that their committee will request the implementation of the proviso.)

Manual for Budget Formulae: The Council shall prepare a manual explaining, documenting, and defining current formula procedures in the institutions of higher education for the instruction, libraries, student services, and plant operation and maintenance programs. (No date specified.)

Compensation Policy for Students: The Council shall review the compensation policy for students and graduate assistant employees at the state's higher education institutions. The Council shall develop recommendations for a uniform compensation policy at the respective institutions and shall report back to the Senate Ways and Means and House Appropriations Committee no later than November 1, 1980.

State Subsidy of Nonbudgeted Activities: While not in the final Appropriations Act, the House version contained a proviso directing the Council to prepare a report detailing the current funding policy of direct subsidy of nonbudgeted activities. The report shall be completed by July 1, 1980 and submitted to the Governor, the House Appropriations Committee, and the Senate Ways and Means Committee. A request for this study is expected from the House Appropriations Committee.

IN THE LEGISLATURE
of the
STATE OF WASHINGTON



SENATE RESOLUTION

1979 - 90

By Senators Scott, von Reichbauer, Goltz, Shimpich, Benitz, Odegard and Guess

WHEREAS, The community college system has the responsibility to provide educational and service programs that are responsive to the demographic, cultural and educational needs of the communities and students served; and

WHEREAS, A comprehensive review of community college districting has not been undertaken since the 1967 Community College Act was passed by the Legislature; and

WHEREAS, Washington State has experienced vast changes in demographic, economic, and social conditions unanticipated at the time of the passage of the Community College Act;

NOW, THEREFORE, BE IT RESOLVED, That the Standing Committee on Higher Education of the Washington State Senate and the House of Representatives direct a study to examine the geographic, administrative, and decision-making structures of the present community college system, the preliminary findings of which shall be the responsibility of the State Board for Community College Education; and

BE IT FURTHER RESOLVED, That the study include, but not be limited to:

(a) The appropriateness of the community college districting system as instituted by the Community College Act of 1967 with reference to changes in the state's population and the educational needs of the communities and students served;

(b) An analysis of the potential benefits and consequences of alternative approaches to community college districting with respect to efficiency of facilities and operations, delivery of educational services, program quality, community support, and fiscal impact; and

(c) Development of methods to enhance planning and coordination efforts among the community colleges for the accomplishment of local, regional and state goals; and

BE IT FURTHER RESOLVED, That the Standing Committees shall draw upon the Council for Postsecondary Education to provide such resources as demographic data, needs assessment capability, and information illustrating national trends and developments as may be useful to the purposes of the study; and

BE IT FURTHER RESOLVED, That in addition to periodic progress reports as directed by the Standing Committees, the State Board report its findings to the Standing Committees on Higher Education no later than September 1, 1980; and

BE IT FURTHER RESOLVED, That the Standing Committees shall review and evaluate the findings of the State Board and make recommendations to the Legislature no later than February 1, 1981; and

BE IT FURTHER RESOLVED, That a copy of this resolution be transmitted to the House of Representatives requesting that their Standing Committee on Higher Education participate jointly in this study; and

BE IT FURTHER RESOLVED, That a copy of this resolution be transmitted immediately upon adoption by the Senate to the Council for Postsecondary Education, the State Board for Community College Education, and the community colleges in the state.

MAY 3, 1979 REFERRED TO RULES

IN THE LEGISLATURE
of the
STATE OF WASHINGTON



SENATE RESOLUTION

1979 - 95

By Senators Goltz, Odegard, Shimpoch, Benitz, Guess, Scott and von Reichbauer

WHEREAS, There are currently nineteen separate programs under which students attending Washington public institutions of higher education may receive waivers of, or reductions in, tuition and fees which would otherwise be charged; and

WHEREAS, The cost of these programs to the State General Fund in terms of lost revenue is in excess of 12 million dollars per biennium in four-year colleges and universities and has not been determined in the case of the community colleges; and

WHEREAS, The Legislature receives numerous requests each legislative session for expanded and new tuition and fee waiver programs and policy guidelines for reviewing these proposals would be of assistance to the Legislature; and

WHEREAS, In addition to the statutory programs referenced above, a nonresident student may achieve residency status through reclassification and it is unclear as to whether consistent procedures are employed at all of the institutions;

NOW, THEREFORE, BE IT RESOLVED, That the Council for Post-secondary Education conduct a thorough study and analysis of the various tuition and fee waiver programs and the provisions under which nonresident students can achieve resident fee-paying status; that study to include: (1) A clear identification of each program or provision; (2) The number of students receiving benefits under the program; and (3) The cost of these programs in terms of lost revenue at each four-year institution and the community college system; and

BE IT FURTHER RESOLVED, That the Council prepare recommendations including, but not limited to the following: (1) A policy rationale for establishing new or continuing existing programs; (2) Within the context of that rationale, whether existing programs and provisions should be continued, modified, or eliminated; and (3) How such programs relate with general tuition and fee policy; and

BE IT FURTHER RESOLVED, That the public institutions and the State Board for Community College Education be requested to cooperate in this study, and that the State Board for Community College Education take the necessary steps to routinely provide information for the Legislative Evaluation and Accountability Program Tuition and Fee Calculation Model; and

BE IT FURTHER RESOLVED, That the Council for Postsecondary Education report its findings and recommendations to the Committee on Higher Education of the Senate on or before July 1, 1980, with its recommendations for appropriate legislation.

MAY 8, 1979 - REFERRED TO RULES

IN THE LEGISLATURE
of the
STATE OF WASHINGTON



SENATE RESOLUTION

1979 - 96

By Senators Goltz, Odegard, Shinpoch, Benitz, Guess, Scott and von Reichbauer

WHEREAS, A degree of duplication apparently exists in the functions and duties of the various state agencies and licensing boards which affect the system of postsecondary education in Washington; and

WHEREAS, Uncertainty as to the extent of the various agencies' decision-making authority may be related to the cumulative actions of the Legislature; and

WHEREAS, Duplication in the functions and duties given the agencies and boards may affect the results and resources of the higher education system of Washington State;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the State of Washington that a study be undertaken by the Standing Senate Committee on Higher Education to investigate the degree of duplication in the functions and duties assigned by the Legislature to the various agencies and boards indicated; and

BE IT FURTHER RESOLVED, That the Council for Postsecondary Education, the State Board for Community College Education, the Commission for Vocational Education, the respective college and university governing boards, and the respective professional licensing boards associated with the Department of Licensing be requested to give full cooperation to the Senate Higher Education Committee in the pursuit of its study; and

BE IT FURTHER RESOLVED, That the Senate Higher Education Committee shall have completed its study prior to January 1, 1980.

MAY 8, 1979 - REFERRED TO RULES

IN THE LEGISLATURE
of the
STATE OF WASHINGTON



SENATE RESOLUTION

1979 - 97

By Senators Goltz, Odegaard, Shimpoch, Benitz, Guess, Scott and Reichbauer

WHEREAS, Among its several capacities, the Council for Postsecondary Education is statutorily designated as the clearinghouse for technological education; and

WHEREAS, The Council for Postsecondary Education completed a report entitled, Technological Clearinghouse and Advanced Engineering Technology Educational Needs in Washington--June, 1976, reinforcing an earlier legislative conclusion that the apparent educational needs in technological education do not lend themselves to a single-purpose polytechnic institution; and

WHEREAS, The predominant needs or interests identified in the Council's assessment center on upper-division instruction in engineering technology offered in the evenings, within reasonable commuting distance, for employed persons who would acquire additional credits on a part-time basis, with such credits applicable to a baccalaureate degree; and

WHEREAS, The energy requirements of Washington State and the increasing pressures on the supply of traditional fuels require that alternative sources of energy be developed, as well as corresponding educational opportunities in these emerging technologies; and

WHEREAS, On the basis of such evidence, the Council concluded that the solution with the greatest potential is the establishment of pilot baccalaureate degree programs, with the degree awarded under the auspices of the regional universities, as evening options in community colleges or other facilities located in a heavily populated or industrialized area; and

WHEREAS, The Council has adopted guidelines for the establishment and maintenance of off-campus instruction by the public institutions, and such guidelines apply to programs relevant to needs in engineering technologies;

NOW, THEREFORE, BE IT RESOLVED, That the Council for Postsecondary Education be directed to coordinate the responses to its recommendations on programs in the engineering technologies with the regional universities and the State Board for Community College Education and seek the establishment of one or more pilot engineering technology programs in one or more heavily industrialized and populated areas, particularly the Puget Sound region, the Tri-Cities area, Vancouver, or Spokane, ensuring that unnecessarily duplicative programs are not developed, and that the responses are in accord with its off-campus guidelines; and

BE IT FURTHER RESOLVED, That the State Board for Community College Education and the regional universities be requested to cooperate with the Council in this endeavor; and

BE IT FURTHER RESOLVED, That the Council for Postsecondary Education report on its progress to the Senate Higher Education Committee prior to August 1, 1980.

MAY 8, 1979 - Referred to Rules

HOUSE HIGHER EDUCATION COMMITTEE RESOLUTION # 1

WHEREAS, Washington, Oregon, and Idaho represent an integrated geographical region manifesting a high level of cultural and economic homogeneity and interdependence; and

WHEREAS, No single state, operating independently, can provide higher educational services of sufficient diversity and quality to meet the needs of all its residents, but the three states, acting cooperatively can offer such services in an economical manner, and

WHEREAS, There are areas in each state, especially along the borders, where it may be easier for residents to avail themselves of educational institutions located across the border in another state than to utilize programs in the home state, and in such instances interstate cooperative arrangements could improve educational access for such citizens; and

WHEREAS, The potential for regional resource sharing in higher education, especially at the graduate education level, can encompass both the areas of program coordination and the sharing of faculty, materials, and equipment in a manner than can promote both efficiency and excellence; and

WHEREAS, The Council for Postsecondary Education has been examining the potential for regional reciprocity and resource sharing arrangements;

NOW, THEREFORE, BE IT RESOLVED, That the Council for Postsecondary Education continue its study of regional reciprocity and resource sharing arrangements, with particular attention to graduate and professional education among Washington, Oregon, and Idaho; and

BE IT FURTHER RESOLVED, That the Council for Postsecondary Education present periodic informational reports to the House Higher Education Committee and submit a final report on its findings and recommendations to the House of Representatives not later than January 31, 1980.

HOUSE HIGHER EDUCATION COMMITTEE RESOLUTION # 2

WHEREAS, The independent institutions of higher education in Washington can make a significant contribution to assist the state in meeting its educational responsibilities; and

WHEREAS, The presence of viable independent institutions in Washington serves not only to strengthen the total system of higher education but also adds a vital element of diversity to that system; and

WHEREAS, Effective utilization of education services and programs offered by the independent institutions can serve to reduce the need for the development of new and expensive educational programs in the public sector, programs that may be necessary to fulfill the educational needs of residents but which duplicate those already offered by these independent institutions; and

WHEREAS, Constitutional restrictions on the relationship between church and state seriously complicate efforts on the part of the state to assist these institutions or to more effectively utilize the educational services they maintain; and

WHEREAS, A study of alternatives that may be open to the state within the Constitutional framework is an important aspect of the Council for Postsecondary Education's long-range planning agenda;

NOW, THEREFORE, BE IT RESOLVED, That the Council for Postsecondary Education be requested to give a high priority to its study of the independent sector of higher education in the state, and in so doing examine:

- a. The relationship of the independent colleges and universities to the total system of higher education in Washington;
- b. The resources and the financial condition of the independent colleges and universities;
- c. The prospects for contractual, consortial, or other arrangements between the public and independent colleges and universities;
- d. Information on laws and operations in other states in which interrelationships between the public and independent colleges and universities have been established; and
- e. The potential costs and benefits associated with any alternatives the Council may recommend; and

BE IT FURTHER RESOLVED, That the Attorney General's Office be requested to advise the Council on the Constitutional aspects of its findings and recommendations; and

BE IT FURTHER RESOLVED, That the independent colleges and universities be requested to assist and cooperate with the Council in its study; and

BE IT FURTHER RESOLVED, That the Council for Postsecondary Education make progress reports to the Higher Education Committee and report its findings and recommendations to the Higher Education Committee not later than January 31, 1981.

HOUSE HIGHER EDUCATION COMMITTEE RESOLUTION # 3

WHEREAS, The Council for Postsecondary Education presented its six-year plan to the Legislature and Governor in 1976; and

WHEREAS, The Council's planning recommendations are premised on assumptions of population and economic stability during 1976-1982, the period to which the six-year plan applies; and

WHEREAS, The schedule for review of the six-year plan identifies 1980 as the year in which a major reexamination, preparatory to the development of a subsequent six-year plan, is to occur; and

WHEREAS, There is some evidence of important, yet unmeasured, changes in the economic and demographic profiles of the state, changes that suggest the possibility of significant alteration in population patterns in Washington; and

WHEREAS, It is necessary that the Legislature, the Governor, the Council and the institutions of postsecondary education, have at their disposal accurate information on state population and enrollment trends for planning purposes;

NOW, THEREFORE, BE IT RESOLVED, That the Council for Postsecondary Education be requested to conduct an early review of the planning assumptions in the six-year plan, "Planning and Policy Recommendations for Washington Postsecondary Education: 1976-1982," and seek to determine the extent to which economic and demographic changes are occurring; and

BE IT FURTHER RESOLVED, That the Office of Financial Management be requested to assist the Council in this examination; and

BE IT FURTHER RESOLVED, That the Council report its findings to the House of Representatives not later than June 30, 1980.

SECTION III

1979 - 81

OPERATING BUDGET FOR HIGHER EDUCATION

The 46th Legislature approved a total budget of nearly \$1.5 billion (excluding salary adjustments) for the operations of the state's public institutions of higher education. This amount includes \$924.0 million in state general funds, \$305.1 million in grants and contracts, \$11.1 million in federal appropriations to Washington State University, \$1.6 million in medical aid and accident fund appropriations to the University of Washington, and \$33.4 million from the building accounts of the institutions.

The 1979-81 state general fund appropriation of \$924.0 million represents an increase of 7.3 percent or \$63.1 million above the estimated 1977-79 general fund expenditures of \$860.9 million. As Table I on the following page indicates, the total 1979-81 appropriation (excluding salary adjustments) for institutions of higher education is 9.2 percent above the estimated expenditures of the previous biennium. The largest increase is at Eastern Washington University (13.6 percent) and the smallest (5.9 percent) at The Evergreen State College.

Table II compares 1977-79 estimated expenditures with the 1979-81 appropriations by program area. The largest percentage increases are in the areas of student services and plant operation and maintenance. The table also contains a useful comparison of the total appropriations exclusive of sponsored research and programs. Sponsored programs are wholly funded by non-state sources and are estimated by the institutions to grow 5.7 percent over the 1977-79 levels. Excluding this program, the state operations portion reflects a 10.3 percent growth over 1977-79. Again, it should be noted that the 1979-81 salary adjustments are not included in this comparison.

TABLE I

Comparison of 1979-81 Budget with 1977-79
Estimated Expenditures from All Budgeted Funds by Institution
(In Millions)

	<u>1977-79 Estimated Expenditures</u>	<u>1979-81 Budget</u>	<u>Percentage Difference</u>
University of Washington	\$ 613.9	\$ 659.7	7.5%
Washington State University	\$ 207.0	\$ 233.3	12.7%
Central Washington University	\$ 45.0	\$ 50.0	11.1%
Eastern Washington University	\$ 47.0	\$ 53.4	13.6%
Western Washington University	\$ 56.1	\$ 62.6	11.6%
The Evergreen State College	\$ 20.5	\$ 21.7	5.9%
SUBTOTAL	\$ 989.8	\$1,080.7	9.2%
State Board for Community College Education	\$ 334.0	\$ 365.6	9.5%
TOTAL	\$1,323.8	\$1,446.3	9.2%

NOTE: Totals may not add due to rounding.

TABLE II
Comparison of 1979-81 and 1977-79
Estimated Expenditures from All Budgeted Funds by Program
(In Millions)

	<u>1977-79 Estimated Expenditures</u>	<u>1979-81 Appropriation</u>	<u>Percentage Difference</u>
Instruction	\$ 503.6	\$ 555.8	10.4%
Research	\$ 31.7	\$ 34.0	7.3%
Public Service	\$ 24.2	\$ 25.8	6.6%
Primary Support	\$ 51.8	\$ 57.3	10.6%
Libraries	\$ 56.1	\$ 61.3	9.3%
Student Services	\$ 57.7	\$ 64.5	11.8%
Hospitals	\$ 76.4	\$ 83.5	9.3%
Institutional Support	\$ 110.8	\$ 121.8	9.9%
Plant Operation and Maintenance	\$ 119.4	\$ 133.7	12.0%
Sponsored Research and Programs	\$ 289.7	\$ 306.2	5.7%
State Board Administration	\$ 2.4	\$ 2.4	0
TOTAL	\$1,323.8	\$1,446.3	9.3%
TOTAL (without sponsored research)	\$1,034.1	\$1,140.1	10.3%

Table III outlines the differences between the amounts recommended by Governor Ray and those provided in the final appropriation. Comparisons are provided by program, fund source, and institution, including the community college system. The total changes made by the Legislature amounted to an increase of \$15.1 million over the levels recommended by the Governor.

Detailed comparisons of changes made during the budget process affecting each institution are included in Appendix A.

TABLE III

Summary of 1979-81 Budget Positions
Governor, Senate, House of Representatives,
and Final Legislative Action
(In Millions)

<u>Program</u>	<u>Governor</u>	<u>House</u>	<u>Senate</u>	<u>Final Legislature</u>	<u>Legislature Difference From Governor</u>
State Board for Community College Education Administration	\$ 2.5	\$ 2.4	\$ 2.4	\$ 2.4	\$- 0.1
Instruction	543.3	543.9	561.1	555.8	+12.5
Research	32.4	33.7	34.0	34.0	+ 1.6
Public Service	24.4	25.3	25.8	25.8	+ 1.4
Primary Support	55.5	55.1	57.3	57.3	+ 1.8
Libraries	62.0	61.4	61.3	61.3	- 0.7
Student Services	65.8	65.0	65.3	64.5	- 1.3
Hospitals	83.5	83.5	83.5	83.5	0
Institutional Support	121.7	121.2	121.5	121.8	+ 0.1
Plant Operation & Maintenance	133.9	135.8	133.7	133.7	- 0.2
Sponsored Research	306.2	306.2	306.2	306.2	0
Totals	\$1,431.2	\$1,433.5	\$1,452.1	\$1,446.3	\$+15.1
<u>Source of Funds</u>					
General Fund - State	\$ 944.7	\$ 942.5	\$ 927.9	\$ 924.0	\$-20.7
General Local Fund	168.6	173.0	173.0	171.1	+ 2.5
Subtotal	\$1,113.3	\$1,115.5	\$1,100.9	\$1,095.1	\$-18.2
Building Accounts	0	0	33.4	33.4	+33.4
Federal Appropriations	11.3	11.4	11.1	11.1	- 0.2
Grants & Contracts	305.0	305.0	305.1	305.1	+ 0.1
Accident Fund - State	0.8	0.8	0.8	0.8	0
Medical Fund - State	0.8	0.8	0.8	0.8	0
Totals	\$1,431.2	\$1,433.5	\$1,452.1	\$1,446.3	\$+15.1

NOTE: Totals may not add due to rounding.

TABLE III
(Cont.)

Summary of 1979-81 Budget Positions
Governor, Senate, House of Representatives,
and Final Legislative Action
(In Millions)

<u>Institution</u>	<u>Governor</u>	<u>House</u>	<u>Senate</u>	<u>Final Legislature</u>	<u>Legislature Difference From Governor</u>
University of Washington	\$ 657.3	\$ 656.3	\$ 662.7	\$ 659.7	\$+ 2.4
Washington State University	227.3	228.7	234.6	233.3	+ 6.0
Central Washington University	48.7	48.5	49.9	50.0	+ 1.3
Eastern Washington University	51.7	52.1	54.0	53.4	+ 1.7
Western Washington University	61.6	61.3	62.8	62.6	+ 1.0
The Evergreen State College	20.8	21.3	22.5	21.7	+ 0.9
Community Colleges	<u>363.9</u>	<u>365.8</u>	<u>365.6</u>	<u>365.6</u>	<u>+ 1.7</u>
Totals	\$1,431.2	\$1,433.5	\$1,452.1	\$1,446.3	\$+15.1

NOTE: Totals may not add due to rounding.

The following is a summary of major budgetary items considered by the 1979 Legislature in the Appropriations Act (House Bill 516).

1. Salary and Fringe Benefit Adjustments

A. Governor

The Governor's recommendation for higher education faculty and exempt staff was a 6.2 percent salary increase effective July 1, 1979, and a 6.4 percent salary increase effective July 1, 1980. For classified staff, the Governor also recommended a 6.2 percent increase to be implemented on July 1, 1979 and a 6.4 percent increase effective July 1, 1980. In addition to salary increases, the Governor recommended that the state contribution to medical insurance premiums be increased from \$72.50 a month to \$83.00 per month on July 1, 1979 and \$92 a month on July 1, 1980.

B. Legislature

The salary adjustments provided by the Legislature to higher education faculty and exempt personnel and classified staff are found in Table IV. The higher education salary adjustments are compared to the other state employee groups. Also included is the specific salary dollar amount, computed by the Office of Financial Management, for each institution. Aside from appropriated funds, a portion of each institution's other budgeted funds may be expended to fund additional actual increases to amount to not more than 1.5 percent of their respective average salary level for each year of the biennium. In addition, the appropriation language stipulated that "no institution may grant from any fund source whatsoever any salary increase greater than that provided for in the act for faculty and exempt employees" in an effort to limit average increases to the amounts specified.

TABLE IV
Salary Increases: Three Step Approach

	<u>July 1, 1979</u>	<u>September 1, 1979</u>	<u>October 1, 1979</u>	<u>October 1, 1980</u>	<u>Biennial Increase</u>
Department of Personnel	5.0%	----	6.4%	6.0%	17.4%
Higher Education Personnel Board	5.0%	----	9.0%	6.0%	20.0%
Two and Four-Year Faculty & Exempt*	----	5.0%	5.6%	6.0%	16.6%
Washington State Patrol	5.0%	----	6.0%	6.0%	17.0%

* This category also includes authorization for an optional unfunded additional one and one-half percent per year increase. If the one and one-half percent were given on July 1 of each year of the biennium, the biennial increase for this category would be approximately the same as that provided to higher education classified employees.

Employee Insurance Benefit

<u>Fiscal Year</u>	<u>State Contribution</u>
Actual: 1978-79	\$ 72.50 per month
Appropriated: 1979-80	85.00 per month
Appropriated: 1980-81	95.00 per month

Calculated Salary Dollar Amounts for the Biennium

University of Washington	\$ 33,936,000
Washington State University	17,365,000
Central Washington University	4,247,000
Eastern Washington University	4,364,000
The Evergreen State College	1,936,000
Western Washington University	5,531,000
Subtotal	\$ 67,379,000
Community Colleges	32,778,000
	\$ 100,157,000

2. Enrollments

A. Governor

Table VI on the following page compares the enrollment provisions in the Governor's budget, the House, and Senate, along with the anticipated average enrollment for 1978-79. The Governor also proposed a variable tolerance band for underenrollment. (See Table V below). Contract enrollments for the second year of the biennium will be renegotiated in the event the first year's actual faculty entitlement, or FTE enrollment in the community colleges, falls below the tolerance band.

B. Legislature

The contract levels established by the Governor for the four-year public institutions were also employed by the Legislature. As Table VI indicates, the contract enrollment for the community college system was revised upward. The Legislature also established a tolerance band. For comparison purposes, Table V also includes the tolerance band established by the Legislature.

TABLE V

1979-81 Enrollment Tolerance Bands

	<u>Governor</u>	<u>Legislature</u>
University of Washington	.25%	1%
Washington State University	.50%	1%
Central Washington University	1.50%	2%
Eastern Washington University	1.25%	2%
Western Washington University	1.00%	2%
The Evergreen State College	4.00%	3%
Community Colleges (as a system)	.70%	1%

TABLE VI

1979-81 Four-Year Institutions
Enrollment Comparisons
Annual Average FTE Students

	1978-79 Estimated	Governor		House		Senate	
		1979-80	1980-81	1979-80	1980-81	1979-80	1980-81
UW	31,848	31,210	31,210	31,210	31,210	31,210	31,210
WSU	16,178	16,435	16,435	16,435	16,435	16,435	16,435
CWU	5,695	5,868	5,895	5,868	5,895	5,868	5,895
EWU	6,316	6,475	6,575	6,475	6,575	6,475	6,575
TESC	2,104	2,300	2,350	2,300	2,500	2,300	2,350
WWU	8,932	8,984	9,120	8,984	9,120	8,984	9,120
CC's	88,243	89,658	90,554	90,101	91,903	90,101	91,903

The tolerance bands for the four-year institutions are based on faculty formula entitlement and those for the community college system on an average FTE enrollment. The Legislature also expanded on the Governor's proposal for the placement of growth funds in reserve. "Growth funding" is defined as that portion of the state general fund appropriation by which the contract level exceeds the base level. "Contract level" is defined as the level upon which the budget is based; "base level" is defined as the level corresponding to the prior year's actual enrollment level. Growth funds may be allotted or placed in reserve at the option of the institution or system. Unearned growth funds will be reverted to the state general fund prior to the end of the fiscal year in which such growth fails to materialize. If The Evergreen State College's enrollment for the first year of the biennium exceeds the contract level, additional funding will be considered. For all institutions or systems, contract enrollments for the second year of the biennium will be renegotiated if the first year's actual enrollment falls below the base level for the first year of the biennium.

3. Budget Formulas

A. Governor

Council formula recommendations for student services and plant operation and maintenance programs were reflected in the Governor's budget request. For the instructional program, the formula portion was based on the existing formula that has been in use for several biennia. The Governor did not use the Council's library formula recommendations in determining the library program budget.

B. Legislature

The approach proposed by the Governor was used by the Legislature, with the exception of the library area. The Legislature did use the Council's recommended library formula, but made some modifications. The formula percentages for all formula programs are summarized in Table VII.

4. Transfer of State Funds Between Programs

A. Governor

No provision.

B. Legislature

The four-year institutions and the State Board for Community College Education are authorized to transfer up to 5 percent of the amount appropriated, or in the case of the community colleges, an amount generated by formula entitlements for any specific program or programs upon review and approval by the Office of Financial Management.

5. New Degree Programs

A. Governor

No provision.

B. Legislature

The following proviso was added by the Legislature:

"No funds shall be used for the inauguration or operation of any new degree program until such program has been reviewed and favorably recommended by the council for postsecondary education."

TABLE VII

Percent of Formula Comparisons

	<u>1977-79 Budgeted</u>	<u>1979-81 Governor</u>	<u>1979-81 Legislature</u>
Instruction:			
Faculty			
UW and WSU	70 %	70 %	70 %
CWU/EWU/WWU/TESC/CC's	72 %	72 %	72 %
Support			
UW and WSU	75 %	75 %	75 %
CWU/EWU/WWU/TESC	75 %	75 %	75 %
CC's	60 %	51.5%	51.5%
Student Services:			
Four-Year Institutions	75 %	75 %	75 % ¹
Community Colleges	55.8%	45.3%	55.8%
Plant Operation & Maintenance:			
Variable	60 %	60 %	60 %
Fixed	100 %	100 %	100 %
Library:			
Resources	*	*	**
Staffing	***	***	***

¹ The Evergreen State College is considered on a non-formula basis for 1979-81.

* Resource percentages varied under the old formula.

** New formula methodology: All four-year institutions and community colleges funded at 60%.

*** Staffing percentages vary among the four-year institutions and the community college system.

6. Energy Conservation

A. Governor

No provision.

B. Legislature

The institutions shall cooperate with the state energy office and participate in programs established by Title III of the National Energy Conservation Policy Act.

7. Olympia Technical Community College and District 12

A. Governor

No provision.

B. Legislature

The language in the Appropriations Act specifically states that the Olympia Technical Community College shall not become comprehensive and shall offer only courses essential to vocational education. In addition, District 12 is authorized expenditures for the rental of off-campus classroom facilities when the rentals would not reduce the current utilization of facilities already constructed on either of its two campuses.

7. Fund Reserve

A. Governor

No provision.

B. Legislature

The Office of Financial Management has been directed to place in reserve status 3 percent of the general fund state appropriation for all agencies and institutions. The funds are to remain in reserve status and are not to be used for expenditures through

the allotment process in any fiscal quarter unless the Governor determines that the projected economic conditions warrant additional expenditures. For institutions of higher education, this reserve is in addition to any enrollment reserve requirements.

9. Small School Adjustment for the Community College System

A. Governor

Recommended the small school adjustment for community colleges whose enrollment is below 2,500 average annual FTE enrollment be continued.

B. Legislature

Appropriations for small school adjustment were \$2,148,000. The colleges involved are Whatcom, Olympia Technical, Big Bend, Peninsula, Grays Harbor, Wenatchee Valley, Centralia, and Lower Columbia. The distribution of the funds will be based on a percent of the formula entitlement for faculty staffing which will be increased at the rate of one percentage point above the 72 percent base level for each 100 FTE students below the 2,500 FTE enrollment level. No college will be funded above 87 percent of the formula.

10. Dollar Support Provided by State Taxpayers

A. Governor

No provision.

B. Legislature

The boards of regents of all four-year institutions and the State Board for Community College Education for the two-year colleges are directed to provide each student, upon payment of fees, an

informative statement depicting the dollar support provided by state taxpayers toward the cost of education. The cost of education amount will be based on an average full-time equivalent student.

11. Women's Athletics

A. Governor

No provision.

B. Legislature

A total of \$620,000 was appropriated to assist the University of Washington and Washington State University to meet federal Title IX regulations for women's athletics. The University of Washington received \$320,000 and Washington State University received \$300,000.

12. The Evergreen State College

A. Governor

No provision.

B. Legislature

In order for Evergreen to establish a master's degree program, \$296,000 was appropriated. Initially, \$43,000 will be given to the institution for planning. Release of the remainder of the amount is conditioned upon approval of the program by the Council.

13. Replacement of Instructional Equipment

A. Governor

Governor Ray recommended funds for the purposes of acquisition, replacement, and repair of instructional equipment for the community college system and the four-year institutions. Table VIII lists

the equipment replacement funds among the four-year institutions and the community college system, and provides a comparison of the Governor's recommendation and legislative action.

B. Legislature

The Legislature agreed with the Governor's basic recommendation, but adjusted the amounts. In addition, as part of the capital budget appropriation, the Legislature also appropriated \$5,000,000 to the University of Washington for equipment replacement from the University of Washington's Building Account Fund.

TABLE VIII

General Fund Appropriations for
Replacement of Instructional Equipment

<u>Institution</u>	<u>Governor</u>	<u>Legislature</u>
University of Washington	\$ 2,310,000	\$ 2,724,000
Washington State University	556,000	2,186,000
Central Washington University	289,000	1,060,000
Eastern Washington University	335,000	1,122,000
The Evergreen State College	40,000	421,000
Western Washington University	217,000	653,000
Community College System	7,019,000	7,764,000

SECTION IV

1979 - 81

CAPITAL BUDGET FOR HIGHER EDUCATION

The capital budget appropriation approved by the Legislature totaled \$132.7 million. This is \$31.4 million above the Governor's recommendation of \$101.3 million. The capital budget places heavy emphasis on funding necessary repairs and improvements, as well as major remodeling and renovations to existing facilities. Improvements in utility systems and energy conservation projects also received priority funding. The budget contains some funding for additions to existing facilities to relieve overcrowded conditions in academic and vocational areas that have experienced substantial growth. Wholly new facilities were funded only on the basis of no other feasible alternative being available to meet the needs of the institution.

The Governor and the Legislature each included funding for handicapped accessibility. The Governor recommended \$20.5 million, while the Legislature approved \$10.3 million.

In general, both the recommendations of Governor Ray and the capital budget adopted by the Legislature were consistent with the priorities recommended by the Council in fall, 1978.

Table IX provides a summary of the capital appropriations by institution. Tables indicating new appropriations by project for each institution and the community college system are contained in Appendix B.

TABLE IX

Capital Budget Comparisons
New Appropriations

<u>Institution</u>	<u>Governor's Recommendation</u>	<u>Legislature</u>	<u>Difference</u>
University of Washington	\$ 29,049,900	\$ 49,503,000	\$ 20,453,100
Washington State University	19,192,600	21,106,000	1,913,400
Central Washington University	6,015,900	7,795,000	1,779,100
Eastern Washington University	8,232,700	8,663,000	430,300
The Evergreen State College	492,200	1,225,000	732,800
Western Washington University	6,677,600	9,892,000	3,214,400
Community Colleges	<u>31,985,273</u>	<u>34,538,000</u>	<u>2,552,727</u>
Total	\$101,646,173	\$132,722,000	\$31,075,827
<u>Source of Funds</u>			
State 504 Account	\$ 20,536,000	\$ 0	\$-20,536,000
General Fund - State Higher Education Construction Account	38,264,300	58,081,000	19,816,700
Institutional Building Accounts	26,298,173	52,083,000	25,784,827
Local Plant Funds	<u>16,547,700</u>	<u>22,558,000</u>	<u>6,010,300</u>
Total	\$101,646,173	\$132,722,000	\$31,075,827

NOTE: The above totals include the Governor's recommendation of \$20,536,000 for handicapped accessibility and the Legislature's appropriation of \$10,268,000.

SECTION V

1979

TUITION AND FEES AND FINANCIAL AID

Tuition and Fees

Governor Ray's proposal for an operating fee increase reflected the findings and proposals of the Council. The table below compares the 1978-79 rates to the proposed rate as stipulated in the 1977 tuition and fee legislation (RCW 28B.15.075).

TABLE X

Comparison of Tuition and Fee Rates for Major Categories
1978-79 and 1979-81

Calculated with all of the Increase in the Operating
Fee and No Increase in "Tuition" or
"Services and Activities" Fee Categories

<u>Category</u>	<u>1978-79</u>	<u>Proposed 1979-81</u>	<u>Proposed Increase</u>	<u>Proposed Percentage Increase</u>
<u>UW/WSU</u>				
Undergraduate Resident	\$ 687	\$ 768	\$ 81	11.8%
Undergraduate Nonresident	2,394	2,718	324	13.5
Graduate Resident	771	867	96	12.5
Graduate Nonresident	2,736	3,108	372	13.6
First Professional Resident	1,029	1,158	129	12.5
First Professional Nonresident	3,759	4,278	519	13.8
<u>Regional University and TESC</u>				
Undergraduate Resident	\$ 618	\$ 684	\$ 66	10.7%
Undergraduate Nonresident	1,983	2,244	261	13.2
Graduate Resident	684	762	78	11.4
Graduate Nonresident	2,256	2,556	300	13.3
<u>Community Colleges</u>				
Resident	\$ 306	\$ 345	\$ 39	12.7%
Nonresident	1,188	1,353	165	13.9

Eligible Vietnam veteran's tuition and fees would increase in the same dollar amount as the appropriate resident undergraduate category.

The Legislature, however, chose not to recommend increases in tuition and fees.

Financial Aid

In conjunction with the Governor's student fee increase proposal, an increase in the combined State Need Grant and State Work Study Program also was recommended. Since the Legislature did not approve a fee increase, almost \$1.7 million was cut from the proposed student aid appropriation. However, the appropriation was over \$1.6 million more than the 1977-79 estimated expenditures. Thus, recognition was given to the fact that students would be facing inflation and increases in other educationally related areas.

	<u>Per Original Governor's Budget</u>	<u>Per Revised Governor's Budget</u>	<u>Legislative Action</u>	<u>Difference From Revised Governor's Budget</u>
Student Financial Aid	\$ 16,012	\$ 16,678	\$ 15,031	\$ - 1,647
Administration	473	479	479	0
Student Aid	15,539	16,199	14,552	\$ - 1,647*

* Reduction of \$2,273,000 related to tuition and fee proposal offset by an anticipated \$626,000 increase in federal student aid funds.

The Legislature took steps to modify the existing tuition and fee waiver program by combining several waivers under one bill (SSB 2451). The total amount of waivers granted was increased from 3 to 4 percent of the total tuition and fees collected. The legislation was designed to encompass the following waiver programs: Needy or disadvantaged students as authorized by RCW 28B.15.530; high school completion as authorized by RCW 28B.15.520; foreign student waivers as authorized by RCW 28B.10.200; foreign student

waivers for students attending the regional universities and The Evergreen State College; waivers for students demonstrating exceptional educational ability, and waivers for displaced homemakers attending community colleges. The Governor, however, item vetoed the portion of this bill which concerned fee waivers for resident students demonstrating exceptional educational ability or potential. The remainder of the bill was left intact.

As noted in a prior section, Senate Resolution 1979-95 directed the Council to study and analyze the various tuition and fee waiver programs and residency classification policies currently available to students. This study will determine recommendations for establishing new or continuing existing programs, whether existing programs and provisions should be continued, modified, or eliminated, and the relationship of these waiver programs to general tuition and fee policy. The recommendations emanating from this study are required by July 1, 1980.

One other piece of legislation was passed which affects student aid. Substitute Senate Bill 2744 extends state student aid financial programs to students attending qualified profit-seeking schools in Washington. A copy of this legislation is located in Appendix C of this report.

APPENDIX A

OPERATING BUDGETS

BY INSTITUTION, PROGRAM, AND SOURCE OF FUNDS

Summary of 1979-81 Budget Positions
Governor, Senate, House of Representatives, and Final Legislative Action
(In Millions)

University of Washington

	<u>1977-79 Estimated</u>	<u>1979-81 Governor</u>	<u>1979-81 House</u>	<u>1979-81 Senate</u>	<u>Final Legislature</u>	<u>Legislature Difference From Governor</u>
Instruction	\$189.1	\$197.6	\$196.4	\$205.7	\$203.0	\$ + 5.4
Research	5.3	5.5	5.5	5.5	5.5	0
Public Service	5.4	5.6	5.6	5.6	5.6	0
Primary Support	23.1	24.8	24.8	25.4	25.4	+ 0.6
Libraries	21.1	22.1	22.2	21.7	21.6	- 0.5
Student Services	12.0	13.2	13.3	13.6	13.4	+ 0.2
Hospitals	76.4	83.5	83.5	83.5	83.5	0
Institutional Support	35.7	38.6	38.4	36.2	36.5	- 2.1
Plant Operation and Maintenance	41.3	43.2	43.4	42.0	42.0	- 1.2
Sponsored Research	<u>203.9</u>	<u>223.3</u>	<u>223.3</u>	<u>223.3</u>	<u>223.3</u>	<u>0</u>
Total	\$613.9	\$657.3	\$656.3	\$662.7	\$659.7	\$ + 2.4
<u>Source of Funds</u>						
General Fund - State	\$279.1	\$290.1	\$285.4	\$276.2	\$273.3	\$ - 16.8
Grants and Contracts	203.9	223.3	223.3	223.3	223.3	0
General Local Fund	129.3	142.2	146.0	143.5	143.5	+ 1.3
UW Building Account	0	0	0	18.0	18.0	+ 18.0
Medical Aid Fund	0.8	0.8	0.8	0.8	0.8	0
Accident Aid Fund	<u>0.8</u>	<u>0.8</u>	<u>0.8</u>	<u>0.8</u>	<u>0.8</u>	<u>0</u>
Total	\$613.9	\$657.3	\$656.3	\$662.7	\$659.7	\$ + 2.4

NOTE: Totals may not add due to rounding.

Summary of 1979-81 Budget Positions
Governor, Senate, House of Representatives, and Final Legislative Action
(In Millions)

Washington State University

	<u>1977-79 Estimated</u>	<u>1979-81 Governor</u>	<u>1979-81 House</u>	<u>1979-81 Senate</u>	<u>Final Legislature</u>	<u>Legislature Difference From Governor</u>
Instruction	\$ 66.2	\$ 73.2	\$ 73.2	\$ 75.3	\$ 74.6	\$ + 1.4
Research	26.1	26.6	27.8	28.2	28.2	+ 1.6
Public Service	18.1	18.3	19.1	19.5	19.5	+ 1.2
Primary Support	8.8	8.9	8.9	10.4	10.4	+ 1.5
Libraries	9.0	10.7	9.6	10.1	10.1	- 0.6
Student Services	6.8	8.1	7.8	8.0	7.3	- 0.8
Institutional Support	13.8	15.0	15.0	16.4	16.4	+ 1.4
Plant Operation and Maintenance	20.1	23.6	24.3	23.7	23.7	+ 0.1
Sponsored Research	<u>38.1</u>	<u>43.1</u>	<u>43.1</u>	<u>43.1</u>	<u>43.1</u>	<u>0</u>
Total	\$207.0	\$227.3	\$228.7	\$234.6	\$233.3	\$ + 6.0
<u>Source of Funds</u>						
General Fund - State	\$146.2	\$161.0	\$162.3	\$165.0	\$163.7	\$ + 2.7
Federal Appropriations	11.2	11.3	11.4	11.1	11.1	- 0.2
Grants and Contracts	38.1	43.0	43.0	43.0	43.0	0
General Local Fund	11.5	12.0	12.0	12.0	12.0	0
WSU Building Account	<u>0</u>	<u>0</u>	<u>0</u>	<u>3.5</u>	<u>3.5</u>	<u>+ 3.5</u>
Total	\$207.0	\$227.3	\$228.7	\$234.6	\$233.3	\$ + 6.0

NOTE: Totals may not add due to rounding.

Summary of 1979-81 Budget Positions
Governor, Senate, House of Representatives, and Final Legislative Action
(In Millions)

Central Washington University

	<u>1977-79 Estimated</u>	<u>1979-81 Governor</u>	<u>1979-81 House</u>	<u>1979-81 Senate</u>	<u>Final Legislature</u>	<u>Legislature Difference From Governor</u>
Instruction	\$ 20.6	\$ 22.0	\$ 21.5	\$ 23.0	\$ 23.1	\$ + 1.1
Research	0.1	0.1	0.1	0.1	0.1	0
Public Service	0.2	0.2	0.2	0.2	0.2	0
Primary Support	2.4	2.4	2.4	2.5	2.5	+ 0.1
Libraries	3.1	3.4	3.5	3.6	3.6	+ 0.2
Student Services	2.8	3.2	3.1	3.0	3.0	- 0.2
Institutional Support	4.7	5.7	5.9	5.8	5.8	+ 0.1
Plant Operation and Maintenance	6.1	7.3	7.2	7.3	7.3	0
Sponsored Research	5.2	4.4	4.4	4.4	4.4	0
Total	\$ 45.0	\$ 48.7	\$ 48.5	\$ 49.9	\$ 50.0	\$ + 1.3
<u>Source of Funds</u>						
General Fund - State	\$ 38.4	\$ 42.8	\$ 42.0	\$ 43.4	\$ 43.5	\$ + 0.7
Grants and Contracts	5.2	4.4	4.4	4.5	4.5	+ 0.1
General Local Fund	1.4	1.5	2.1	2.0	2.0	+ 0.5
CWU Capital Projects Account	0	0	0	0	0	0
Total	\$ 45.0	\$ 48.7	\$ 48.5	\$ 49.9	\$ 50.0	\$ + 1.3

NOTE: Totals may not add due to rounding.

Summary of 1979-81 Budget Positions
Governor, Senate, House of Representatives, and Final Legislative Action
(In Millions)

Eastern Washington University

	<u>1977-79 Estimated</u>	<u>1979-81 Governor</u>	<u>1979-81 House</u>	<u>1979-81 Senate</u>	<u>Final Legislature</u>	<u>Legislature Difference From Governor</u>
Instruction	\$ 21.5	\$ 24.3	\$ 24.1	\$ 25.7	\$ 25.1	\$ + 0.8
Research	0.2	0.1	0.1	0.1	0.1	0
Public Service	0.3	0.3	0.3	0.3	0.3	0
Primary Support	2.8	3.0	2.9	3.1	3.1	+ 0.1
Libraries	2.5	2.9	2.9	2.8	2.8	- 0.1
Student Services	2.7	3.1	3.1	3.0	3.0	- 0.1
Institutional Support	5.0	5.3	5.4	5.5	5.5	+ 0.2
Plant Operation and Maintenance	7.6	8.5	9.0	9.2	9.2	+ 0.7
Sponsored Research	<u>4.5</u>	<u>4.3</u>	<u>4.3</u>	<u>4.3</u>	<u>4.3</u>	<u>0</u>
Total	\$ 47.0	\$ 51.7	\$ 52.1	\$ 54.0	\$ 53.4	\$ + 1.7
<u>Source of Funds</u>						
General Fund - State	\$ 41.5	\$ 46.4	\$ 46.8	\$ 48.0	\$ 47.3	\$ + 0.9
Grants and Contracts	4.5	4.3	4.3	4.3	4.3	0
General Local Fund	1.0	1.0	1.0	1.0	1.1	+ 0.1
EWU Capital Projects Account	<u>0</u>	<u>0</u>	<u>0</u>	<u>0.7</u>	<u>0.7</u>	<u>+ 0.7</u>
Total	\$ 47.0	\$ 51.7	\$ 52.1	\$ 54.0	\$ 53.4	\$ + 1.7

NOTE: Totals may not add due to rounding.

Summary of 1979-81 Budget Positions
Governor, Senate, House of Representatives, and Final Legislative Action
(In Millions)

The Evergreen State College

	<u>1977-79 Estimated</u>	<u>1979-81 Governor</u>	<u>1979-81 House</u>	<u>1979-81 Senate</u>	<u>Final Legislature</u>	<u>Legislature Difference From Governor</u>
Instruction	\$ 7.6	\$ 7.3	\$ 7.5	\$ 8.4	\$ 7.6	\$ + 0.3
Public Service	*	*	*	*	*	*
Primary Support	0.9	0.9	0.9	1.0	1.0	+ 0.1
Libraries	2.2	2.5	2.4	2.4	2.4	- 0.1
Student Services	1.2	1.4	1.3	1.4	1.4	0
Institutional Support	3.1	3.1	3.1	3.4	3.4	+ 0.3
Plant Operation and Maintenance	4.1	4.5	4.6	4.6	4.6	+ 0.1
Sponsored Research	1.3	1.1	1.1	1.1	1.1	0
Master's Degree	0	0	0.3	0.3	0.3	+ 0.3
Total	\$ 20.5	\$ 20.8	\$ 21.3	\$ 22.5	\$ 21.7	\$ + 0.9
<u>Source of Funds</u>						
General Fund - State	\$ 18.8	\$ 19.5	\$ 20.0	\$ 21.2	\$ 20.4	\$ + 0.9
Grants and Contracts	1.3	1.1	1.1	1.1	1.1	0
General Local Fund	0.4	0.2	0.2	0.2	0.2	0
Total	\$ 20.5	\$ 20.8	\$ 21.3	\$ 22.5	\$ 21.7	\$ + 0.9

NOTE: Totals may not add due to rounding.

* Under \$50,000.

Summary of 1979-81 Budget Positions
Governor, Senate, House of Representatives, and Final Legislative Action
(In Millions)

Western Washington University

	<u>1977-79 Estimated</u>	<u>1979-81 Governor</u>	<u>1979-81 House</u>	<u>1979-81 Senate</u>	<u>Final Legislature</u>	<u>Legislature Difference From Governor</u>
Instruction	\$ 28.8	\$ 30.8	\$ 30.9	\$ 32.3	\$ 31.8	\$ + 1.0
Research	0.1	0.1	0.2	0.1	0.1	0
Public Service	0.1	0.1	0.1	0.2	0.2	+ 0.1
Primary Support	1.8	2.3	1.9	1.9	1.9	- 0.4
Libraries	3.6	4.0	3.8	4.4	4.4	+ 0.4
Student Services	3.6	4.3	4.3	4.2	4.2	- 0.1
Institutional Support	6.5	7.1	7.0	7.2	7.2	+ 0.1
Plant Operation and Maintenance	6.7	7.4	7.6	7.2	7.5	+ 0.1
Sponsored Research	4.8	5.4	5.4	5.4	5.4	0
Total	\$ 56.1	\$ 61.6	\$ 61.3	\$ 62.8	\$ 62.6	\$ + 1.0
<u>Source of Funds</u>						
General Fund - State	\$ 49.2	\$ 54.7	\$ 54.4	\$ 54.3	\$ 54.1	\$ - 0.6
Grants and Contracts	4.8	5.4	5.4	5.4	5.4	0
General Local Fund	2.1	1.5	1.5	1.7	1.7	+ 0.2
WWU Capital Projects Account	0	0	0	1.4	1.4	+ 1.4
Total	\$ 56.1	\$ 61.6	\$ 61.3	\$ 62.8	\$ 62.6	\$ + 1.0

NOTE: Totals may not add due to rounding.

Summary of 1979-81 Budget Positions
Governor, Senate, House of Representatives, and Final Legislative Action
(In Millions)

Community Colleges

	<u>1977-79 Estimated</u>	<u>1979-81 Governor</u>	<u>1979-81 House</u>	<u>1979-81 Senate</u>	<u>Final Legislature</u>	<u>Legislature Difference From Governor</u>
Instruction	\$169.8	\$188.1	\$190.3	\$190.4	\$190.4	\$ + 2.3
Public Service	0.1	0	0	0	0	0
Primary Support	12.0	13.2	13.3	13.0	13.0	- 0.2
Libraries	14.6	16.5	17.0	16.4	16.4	- 0.1
Student Services	28.5	32.5	32.1	32.1	32.1	- 0.4
Institutional Support	42.0	46.9	46.4	46.9	46.9	0
Plant Operation and Maintenance	32.9	39.5	39.7	39.7	39.7	+ 0.2
Sponsored Research	31.6	24.6	24.6	24.6	24.6	0
Administration	<u>2.4</u>	<u>2.5</u>	<u>2.4</u>	<u>2.4</u>	<u>2.4</u>	<u>- 0.1</u>
Total	\$334.0	\$363.9	\$365.8	\$365.6	\$365.6	\$ + 1.7
<u>Source of Funds</u>						
General Fund - State	\$287.7	\$330.0	\$331.9	\$319.7	\$321.7	\$ - 8.3
Grants and Contracts	31.1	23.5	23.5	23.5	23.5	0
General Local Fund	15.2	10.4	10.4	12.6	10.6	+ 0.2
CC Capital Projects Account	<u>0</u>	<u>0</u>	<u>0</u>	<u>9.8</u>	<u>9.8</u>	<u>+ 9.8</u>
Total	\$334.0	\$363.9	\$365.8	\$365.6	\$365.6	\$ + 1.7

NOTE: Totals may not add due to rounding.

APPENDIX B

CAPITAL BUDGET FOR NEW PROJECTS
BY INSTITUTION, PROJECT, AND FUND SOURCE

University of Washington
New Appropriations by Project

	<u>Governor Ray's Recommendation</u>	<u>Legislature</u>	<u>Difference</u>
Section 504 Compliance	\$ 3,077,000	\$ 1,538,000	\$-1,539,000
Repairs and Improvements	\$ 5,743,000	\$ 9,934,000	\$+4,191,000
Decentralization and Traffic Improvements	\$ 540,000	0	\$- 540,000
Utilities and Services	\$ 2,248,300	\$ 2,248,000	\$- 300
Big Beef Creek (design funds)	0	\$ 200,000	\$+ 200,000
Continuing Education Center (design funds)	0	\$ 236,000*	\$+ 236,000
Equipment	0	\$ 5,000,000	\$+5,000,000
Eagleson Hall Remodel	\$ 536,800	\$ 537,000	\$+ 200
Raitt Hall Renovation and Remodel	\$ 3,024,000	\$ 3,024,000	0
Biology Building	0	\$10,978,000	\$+10,978,000
Drama Theaters Improvements	\$ 300,000	\$ 300,000	0
Medicine HSB Wing D Renovation	\$ 1,805,900	\$ 1,806,000	\$+ 100
Dentistry Intramural Clinic Remodel	\$ 437,000	\$ 437,000	0
Staff Personnel Office Renovation	\$ 645,600	\$ 646,000	\$+ 400
Hutchinson Hall Renovation & Remodel	\$ 153,000	\$ 153,000	0
Medicine Health Science Building, Wings E & F Renovation	\$ 360,000	\$ 360,000	0
Physical Plant & Facilities Planning and Construction Addition	0	\$ 434,000	\$+ 434,000

University of Washington
New Appropriations by Project
(Cont.)

	<u>Governor Ray's Recommendation</u>	<u>Legislature</u>	<u>Difference</u>
Purchasing, General Accounting, Grants and Contract Accounting Addition	0	\$ 1,003,000	\$+1,003,000
Friday Harbor Housing Replacement	\$ 716,500	\$ 717,000	\$+ 500
Pack Forest Laboratory and Housing	0	\$ 544,000	\$+ 544,000
Health Science Building Wing E Mechanical Room & Court Addition	\$ 1,580,000	\$ 1,580,000	0
Johnson Annex B Restoration	\$ 250,000	\$ 250,000	0
IMA Locker Room Addition	\$ 54,800	0	\$- 54,800
Housing & Food Services System Rehabilitation and Repair	\$ 5,953,000	\$ 5,953,000	0
University Hospital Repairs and Improvements	\$ 1,625,000	\$ 1,625,000	0
<u>Source of Funds</u>			
State 504 Account	\$ 3,077,000	0	\$-3,077,000
General Fund - State Higher Education Construction Account	\$13,746,700	\$22,746,000	\$+8,999,300
UW Building Account	0	\$11,937,000	\$+11,937,000
Local Plant Funds	\$12,226,200	\$14,820,000	\$+2,593,800
Total	\$29,049,900	\$49,503,000*	\$+20,453,200*

76

* Does not include \$247,000 federal matching funds.

Washington State University
New Appropriations by Project

	<u>Governor Ray's Recommendation</u>	<u>Legislature</u>	<u>Difference</u>
Section 504 Compliance	\$ 5,930,000	\$ 2,965,000	\$-2,965,000
Minor Capital Construction	\$ 6,044,200	\$ 6,531,000	\$+ 486,800
Wegner Hall Remodeling & Addition	0	\$ 5,847,000*	\$+5,847,000
Morrill Hall Remodeling	\$ 1,952,400	\$ 1,952,000	\$- 400
Animal Holding Facility	0	\$ 2,018,000	\$+2,018,000
Receiving and Delivery Building	0	\$ 653,000	\$+ 653,000
Fulmer Hall Remodeling, Phase 2	\$ 844,200	0	\$- 844,200
College Hall Remodel	\$ 203,300	0	\$- 203,300
Science Hall Remodeling, Phase 1	\$ 3,078,900	0	\$-3,078,900
Recreation Building	\$ 300,000	\$ 300,000	0
Regents Dining Hall Remodeling	\$ 839,600	\$ 840,000	\$+ 400
<u>Source of Funds</u>			
State 504 Account	\$ 5,930,000	0	\$-5,930,000
State Higher Education Construction Account	\$ 8,041,100	\$13,435,000	\$+5,393,900
Washington State University Construction Account	\$ 3,078,900	\$ 5,041,000	\$+1,962,100
Local Plant Fund	<u>\$ 2,142,600</u>	<u>\$ 2,630,000</u>	<u>\$+ 487,400</u>
Total	\$19,192,600	\$21,106,000	\$+1,913,400

* Does not include \$2,881,000 federal matching funds.

Central Washington University
New Appropriations by Project

	<u>Governor Ray's Recommendation</u>	<u>Legislature</u>	<u>Difference</u>
Section 504 Compliance	\$ 1,065,000	\$ 532,000	\$- 533,000
Remodel for Power Tech Laboratory	\$ 176,100	0	\$- 176,100
Minor Capital Improvements	\$ 1,894,500	\$ 2,217,000	\$+ 322,500
Utilities Improvements	\$ 1,025,600	\$ 1,026,000	\$+ 400
Greenhouse	0	\$ 481,000	\$+ 481,000
McConnell Hall Renovation/Wildcat Shop Renovation	0	\$ 3,499,000	\$+3,499,000
Energy Savings - Boiler House	\$ 569,800	0	\$- 569,800
Energy Savings - Various Projects	\$ 1,244,900	0	\$-1,244,900
Fire Pumper Truck	\$ 40,000	\$ 40,000	0
<u>Source of Funds</u>			
State 504 Account	\$ 1,065,000	0	\$-1,065,000
State Higher Education Construction Account	\$ 4,950,900	\$ 4,512,000	\$- 438,900
Central Washington University Projects Account	<u>0</u>	<u>\$ 3,283,000</u>	<u>\$+3,283,000</u>
Total	\$ 6,015,900	\$ 7,795,000	\$+1,779,100

Eastern Washington University
New Appropriations by Project

	<u>Governor Ray's Recommendation</u>	<u>Legislature</u>	<u>Difference</u>
Section 504 Compliance	\$ 882,000	\$ 441,000	\$- 441,000
Martin Hall Remodeling	\$ 3,100,000	\$ 3,100,000	0
Science Building	\$ 1,723,000	0	\$-1,723,000
Aquatics Building	0	\$ 1,765,000	\$+1,765,000
Minor Capital Improvements	\$ 2,417,700	\$ 3,247,000	\$+ 829,300
Pence Union Addition	\$ 110,000	\$ 110,000	0
<u>Source of Funds</u>			
State 504 Account	\$ 882,000	0	\$- 882,000
State Higher Education Construction Account	\$ 6,465,800	\$ 5,306,000	\$-1,159,800
Eastern Washington University Capital Projects Account	0	\$ 2,472,000	\$+2,472,000
Local Plant Fund	<u>\$ 884,900</u>	<u>\$ 885,000</u>	<u>\$+ 100</u>
Total	\$ 8,232,700	\$ 8,663,000	\$+ 430,300

The Evergreen State College
New Appropriations by Project

	<u>Governor Ray's Recommendation</u>	<u>Legislature</u>	<u>Difference</u>
Section 504 Compliance	\$ 272,000	\$ 136,000	\$- 136,000
Emergency Renovation and Repair	\$ 110,700	\$ 111,000	\$+ 300
Recreation Fields	0	\$ 328,000	\$+ 328,000
Grounds Equipment Storage Building	\$ 109,500	0	\$- 109,500
College Activities Building, Phase III	0	\$ 650,000	\$+ 650,000
<u>Source of Funds</u>			
State 504 Account	\$ 272,000	0	\$- 272,000
Local Plant Funds	\$ 220,200	\$ 650,000	\$+ 429,800
The Evergreen State College Capital Projects Account	0	\$ 439,000	\$+ 439,000
State Higher Education Construction Account	<u>0</u>	<u>\$ 136,000</u>	<u>\$+ 136,000</u>
Total	\$ 492,200	\$ 1,225,000	\$+ 732,800

Western Washington University
New Appropriations by Project

	<u>Governor Ray's Recommendation</u>	<u>Legislature</u>	<u>Difference</u>
Section 504 Compliance	\$ 653,000	\$ 327,000	\$- 326,000
South Campus Fields and Grounds Improvements	\$ 3,015,300	\$ 2,300,000	\$- 715,300
Minor Capital Improvements, Buildings	\$ 213,400	\$ 214,000	\$+ 600
Utility System Improvements	0	\$ 193,000	\$+ 193,000
Fire and Physical Safety Improvements	0	\$ 186,000	\$+ 186,000
Energy Conservation Improvements	0	\$ 81,000	\$+ 81,000
Academic Facilities Improvements	0	\$ 72,000	\$+ 72,000
College of Business and Economics Building	0	\$ 4,500,000	\$+4,500,000
City of Bellingham Fire Station	\$ 1,615,500	\$ 808,000	\$- 807,500
Property Purchase	0	\$ 30,000	\$+ 30,000
Minor Capital Improvements, Grounds	\$ 216,500	\$ 217,000	\$+ 500
Capital Improvements, Housing/Dining/Student Facilities	\$ 923,900	\$ 924,000	\$+ 100
Transportation, Parking Improvements	\$ 40,000	\$ 40,000	0
<u>Source of Funds</u>			
State 504 Account	\$ 653,000	0	\$- 653,000
State Higher Education Construction Account	\$ 5,059,800	\$ 7,617,000	\$+2,557,200
Western Washington University Capital Projects Account	0	\$ 1,311,000	\$+1,311,000
Local Plant Fund	\$ 964,800	\$ 964,000	\$+ 100
Total	\$ 6,677,600	\$ 9,892,000	\$+3,214,400

State Board for Community College Education
New Appropriations by Project

	<u>Governor Ray's Recommendation</u>	<u>Legislature</u>	<u>Difference</u>
Section 504 Compliance	\$ 8,657,000	\$ 4,329,000	\$-4,328,000
Roof Repair and Reconstruction	\$ 2,082,000	\$ 2,083,000	\$+ 1,000
Completion of 1977 Projects	\$ 2,208,500	\$ 2,209,000	\$+ 500
Repair and Minor Improvement	\$ 2,200,000	\$ 1,949,000	\$- 251,000
Emergency Capital Repair	\$ 500,000	\$ 500,000	0
Emergency Roof Repair	\$ 800,000	\$ 800,000	0
Campus Master Planning	\$ 200,000	\$ 200,000	0
Safety Projects	\$ 538,300	\$ 538,000	\$- 300
Minor Projects (12)	\$ 2,237,000	\$ 2,305,000	\$+ 68,000
Minor Utility Projects (4)	\$ 250,000	\$ 250,000	0
Major Utility Projects (4)	\$ 2,348,876	\$ 2,005,000	\$- 343,876
Feasibility Studies	\$ 103,500	\$ 104,000	\$+ 500
Preplanning for 1981 Projects	\$ 111,000	0	\$- 111,000
Olympic College Transfer of Property with City of Bremerton	0	\$ 375,000	\$+ 375,000
TECH - Science Complex - Shoreline CC	\$ 2,061,897	\$ 2,043,000	\$- 18,897

State Board for Community College Education
New Appropriations by Project
(Cont.)

	<u>Governor Ray's Recommendation</u>	<u>Legislature</u>	<u>Difference</u>
Phase 1 Addition - OTCC	\$ 652,000	\$ 652,000	0
Peninsula College Industrial Electronics Lab	\$ 499,600	\$ 500,000	\$+ 400
North Seattle Gymnasium (design funds)	0	\$ 267,000	\$+ 267,000
Duwamish Vocational Complex	\$ 3,069,600	\$ 3,070,000	\$+ 400
Big Bend PE Facility	0	\$ 2,500,000	\$+2,500,000
Centralia College Vocational Maintenance Facility	\$ 3,466,000	\$ 3,528,000	\$+ 62,000
Lower Columbia Vocational Building and Building Purchase	0	\$ 4,331,000	\$+4,331,000
<u>Source of Funds</u>			
State 504 Account	\$ 8,657,000	0	\$-8,657,000
State Higher Education Construction Account	0	\$ 4,329,000	\$+4,329,000
General Fund - Community College Capital Improvement Account	\$ 1,338,300	\$ 1,400,000	\$+ 61,700
General Fund - Community Colleges Capital Projects Account	\$ 2,582,000	\$ 2,540,000	\$- 42,000
General Fund - 1975 Community College Capital Construction Account	\$19,298,973	\$23,660,000	\$+4,361,027
Local Plant Fund	\$ 109,000	\$ 2,609,000	\$+2,500,000
Total	\$31,985,273	\$34,538,000	\$+2,552,727

APPENDIX C

TEXT OF SELECTED LEGISLATION

IN THE LEGISLATURE
of the
STATE OF WASHINGTON



CERTIFICATION OF ENROLLED ENACTMENT

SENATE BILL NO. 2406

CHAPTER 73, LAWS OF 1979
(46th Legislative Session)

Effective Date: June 7, 1979

Passed the Senate February 22, 19 79

Yeas 44 *Nays* 3

Passed the House March 2, 19 79
as amended

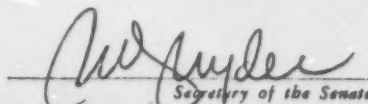
Yeas 97 *Nays* 0

March 5, 1979 - The Senate concurred
in the House amendments, and passed
the bill as amended

CERTIFICATE

Yeas 48 *Nays* 0

*I, Sidney R. Snyder, Secretary of the Senate of the
State of Washington do hereby certify that the attached
is enrolled Senate Bill No. 2406
as passed by the Senate and the House of Representa-
tives on the dates herein set forth.*


Secretary of the Senate

ENGROSSED SENATE BILL NO. 2406

AS AMENDED BY THE HOUSE

State of Washington
46th Regular Session

By Senators Wojahn, Ridder,
Rasmussen, Goltz, Gould, Day,
Lee, North and McDermott

Read first time January 24, 1979, and referred to Committee on SOCIAL
AND HEALTH SERVICES.

1 AN ACT Relating to displaced homemakers; and adding a new
2 chapter to Title 28B RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. Section 1. This chapter may be known and
5 cited as the "displaced homemaker act."

6 NEW SECTION. Sec. 2. The legislature finds that
7 homemakers are an unrecognized part of the work force who make
8 an invaluable contribution to the strength, durability, and
9 purpose of our state.

10 The legislature further finds that there is an increasing
11 number of persons in this state who, having fulfilled a role as
12 homemaker, find themselves "displaced" in their middle years
13 through divorce, death of spouse, disability of spouse, or other
14 loss of family income. As a consequence, displaced homemakers
15 are very often left with little or no income; they are
16 ineligible for categorical welfare assistance; they are subject
17 to the highest rate of unemployment of any sector of the work
18 force; they face continuing discrimination in employment because
19 of their age and lack of recent paid work experience; they are
20 ineligible for unemployment insurance because they have been
21 engaged in unpaid labor in the home; they are ineligible for
22 social security benefits because they are too young, and many
23 never qualify because they have been divorced from the family
24 wage earner; they may have lost beneficiaries' rights under
25 employer's pension and health plans through divorce or death of
26 spouse; and they are often unacceptable to private health
27 insurance plans because of their age.

28 It is the purpose of this chapter to establish a two-year
29 pilot project under which the council for postsecondary
30 education shall contract to establish multipurpose service

1 centers and programs to provide necessary training
2 opportunities, counseling, and services for displaced homemakers
3 so that they may enjoy the independence and economic security
4 vital to a productive life.

5 NEW SECTION. Sec. 3. Unless the context clearly
6 requires otherwise, the definitions in this section apply
7 throughout this chapter.

8 (1) "Council" means the council for postsecondary
9 education.

10 (2) "Center" means a multipurpose service center for
11 displaced homemakers as described in section 4 of this act.

12 (3) "Program" means those programs described in section
13 5 of this act which provide direct, outreach, and information
14 and training services which serve the needs of displaced
15 homemakers.

16 (4) "Displaced homemaker" means an individual who:

17 (a) Has worked in the home for ten or more years
18 providing unsalaried household services for family members on a
19 full-time basis; and

20 (b) Is not gainfully employed;

21 (c) Needs assistance in securing employment; and

22 (d) Has been dependent on the income of another family
23 member but is no longer supported by that income, or has been
24 dependent on federal assistance but is no longer eligible for
25 that assistance, or is supported as the parent of minor children
26 by public assistance or spousal support but whose children are
27 within two years of reaching their majority.

28 NEW SECTION. Sec. 4. (1) The council, in consultation
29 with state and local governmental agencies, community groups,
30 and local and national organizations concerned with displaced
31 homemakers, shall receive applications and may contract with
32 public or private nonprofit organizations to establish
33 multipurpose service centers for displaced homemakers. In
34 determining sites and administering agencies or organizations
35 for the centers, the council shall consider the experience and
36 capabilities of the public or private nonprofit organizations

1 making application to provide services to a center.

2 (2) Not later than ninety days after the effective date
3 of this act, the council shall issue rules prescribing the
4 standards to be met by each center in accordance with the
5 policies set forth in this chapter. Continuing funds for the
6 maintenance of each center shall be contingent upon the
7 determination by the council that the center is in compliance
8 with the contractual conditions and with the rules prescribed by
9 the council.

10 NEW SECTION. Sec. 5. (1) Each center contracted for
11 under this chapter shall include or provide information and
12 referral to the following services:

13 (a) Job counseling services which shall:

14 (i) Be specifically designed for displaced homemakers;

15 (ii) Counsel displaced homemakers with respect to
16 appropriate job opportunities; and

17 (iii) Take into account and build upon the skills and
18 experience of a homemaker and emphasize job readiness as well as
19 skill development;

20 (b) Job training and job placement services which shall:

21 (i) Emphasize short-term training programs and programs
22 which expand upon homemaking skills and volunteer experience and
23 which lead to gainful employment;

24 (ii) Develop, through cooperation with state and local
25 government agencies and private employers, model training and
26 placement programs for jobs in the public and private sectors;

27 (iii) Assist displaced homemakers in gaining admission
28 to existing public and private job training programs and
29 opportunities, including vocational education and apprenticeship
30 training programs; and

31 (iv) Assist in identifying community needs and creating
32 new jobs in the public and private sectors;

33 (c) Health counseling services, including referral to
34 existing health programs, with respect to:

35 (i) General principles of preventative health care;

36 (ii) Health care consumer education, particularly in the

1 selection of physicians and health care services, including, but
2 not limited to, health maintenance organizations and health
3 insurance;

4 (iii) Family health care and nutrition;

5 (iv) Alcohol and drug abuse; and

6 (v) Other related health care matters;

7 (d) Financial management services which provide
8 information and assistance with respect to insurance, taxes,
9 estate and probate problems, mortgages, loans, and other related
10 financial matters;

11 (e) Educational services, including:

12 (i) Outreach and information about courses offering
13 credit through secondary or postsecondary education programs,
14 and other re-entry programs, including bilingual programming
15 where appropriate; and

16 (ii) Information about such other programs as are
17 determined to be of interest and benefit to displaced homemakers
18 by the council;

19 (f) Legal counseling and referral services; and

20 (g) Outreach and information services with respect to
21 federal and state employment, education, health, public
22 assistance, and unemployment assistance programs which the
23 council determines would be of interest and benefit to displaced
24 homemakers.

25 (2) The staff positions of each multipurpose center
26 contracted for in accordance with section 3 of this act,
27 including supervisory, technical, and administrative positions,
28 shall, to the maximum extent possible, be filled by displaced
29 homemakers.

30 NEW SECTION. Sec. 6. The council may contract, where
31 appropriate, with public or private nonprofit groups or
32 organizations serving the needs of displaced homemakers for
33 programs designed to:

34 (1) Provide direct services to displaced homemakers,
35 including job counseling, job training and placement, health
36 counseling, financial management, educational counseling, legal

1 counseling, and referral services as described in section 4 of
2 this act;

3 (2) Provide outreach and information services for
4 displaced homemakers; and

5 (3) Provide training opportunities for persons serving
6 the needs of displaced homemakers.

7 NEW SECTION. Sec. 7. The council shall submit to the
8 legislature a final evaluation at the end of the two-year
9 project. The evaluation may include recommendation for future
10 programs as submitted by the centers established under this
11 chapter.

12 NEW SECTION. Sec. 8. (1) The council shall consult and
13 cooperate with the department of social and health services; the
14 state board for community college education; the superintendent
15 of public instruction; the commission for vocational education;
16 the employment security department; the department of labor and
17 industries; sponsoring agencies under the federal comprehensive
18 employment and training act (87 Stat. 839; 29 U.S.C. Sec. 801 et
19 seq.), and any other persons or agencies as the council deems
20 appropriate to facilitate the coordination of centers
21 established under this chapter with existing programs of a
22 similar nature.

23 (2) The council shall serve as a clearinghouse for
24 displaced homemaker information and resources and shall compile
25 and disseminate the information to the centers, related
26 agencies, and interested persons.

27 NEW SECTION. Sec. 9. In the awarding of contracts under
28 this chapter, consideration shall be given to need, geographic
29 location, population ratios, and the extent of existing
30 services.

31 NEW SECTION. Sec. 10. Thirty percent of the funding for
32 the centers and programs under this chapter shall be provided by
33 the organization administering the center or program.
34 Contributions in-kind, whether materials and supplies, physical
35 facilities, or personal services, may be considered as all or
36 part of the funding provided by the organization.

1 NEW SECTION. Sec. 11. The council may, in carrying out
2 this chapter, accept, use, and dispose of contributions of
3 money, services, and property: PROVIDED, That funds generated
4 within individual centers may be retained and utilized by those
5 centers. All moneys received by the council or any employee
6 thereof pursuant to this section shall be deposited in a
7 depository approved by the state treasurer. Disbursements of
8 such funds shall be on authorization of the council or a duly
9 authorized representative thereof. In order to maintain an
10 effective expenditure and revenue control such funds shall be
11 subject in all respects to chapter 43.88 RCW, but no
12 appropriation shall be required to permit expenditure of such
13 funds.

14 NEW SECTION. Sec. 12. No person in this state, on the
15 ground of sex, age, race, color, religion, national origin, or
16 the presence of any sensory, mental, or physical handicap, shall
17 be excluded from participating in, be denied the benefits of, or
18 be subjected to discrimination under, any program or activity
19 funded in whole or in part with funds made available under this
20 chapter.

21 NEW SECTION. Sec. 13. The program established by this
22 chapter is a pilot project to last for the period of two years
23 following the effective date of this act.

24 NEW SECTION. Sec. 14. Sections 1 through 13 of this act
25 shall constitute a new chapter in Title 28B RCW.

Passed the Senate March 5, 1979.

FILED
MAR 21 1979
SECRETARY OF STATE
STATE OF WASHINGTON
3:14 PM

John A. Chierberg
President of the Senate.

Passed the House March 2, 1979.

Approved March 21, 1979

Phil B. Bagel
Democratic Speaker of the House.

W. A. G. ...
Governor of the State of Washington
...
Republican Speaker of the House.

IN THE LEGISLATURE
of the
STATE OF WASHINGTON



CERTIFICATION OF ENROLLED ENACTMENT

SUBSTITUTE SENATE BILL NO. 2434

CHAPTER 180, LAWS OF 1979
1st Extraordinary Session
(46th Legislative Session)

Effective Date: Jan. 1, 1980

Passed the Senate March 28, 1979

Yeas 47 Nays 0

Passed the House May 4, 1979
as amended

Yeas 31 Nays 5

May 7, 1979 - The Senate concurred in the House amendment to page 3, line 45, and refused to concur in the amendments to page 7, lines 12 and 14, and asked the House to recede therefrom.

May 5, 1979 - The House receded and passed the bill.

Yeas 87 Nays 9

May 10, 1979 - The Senate passed the bill as amended by the House.

Yeas 41 Nays 1

CERTIFICATE

I, Sidney R. Snyder, Secretary of the Senate of the State of Washington do hereby certify that the attached is enrolled Substitute Senate Bill No. 2434 as passed by the Senate and the House of Representatives on the dates hereon set forth.

Sidney R. Snyder
Secretary of the Senate



STATE OF
WASHINGTON

Dixy Lee Ray
Governor

OFFICE OF THE GOVERNOR

Legislative Building, Olympia, Washington 98504

To the Honorable, the Senate
of the State of Washington

Ladies and Gentlemen:

I have signed Substitute Senate Bill Number 2434 because I feel that the consumers of postsecondary educational services in this state require the kind of protection that it makes possible.

I am concerned, however, that the provisions of the act go far beyond what is necessary. The act is so broad that over-zealous implementation, beyond the intent of the authors to eliminate clearly fraudulent operations, could occur and lead to undesirable results such as limited competition, limited educational alternatives, and higher prices to the consumer. I hope that the Council for Postsecondary Education and the Commission on Vocational Education will be mindful when they implement this act that exempt institutions, particularly state schools, can serve as good benchmarks of "reasonableness"; that education is a difficult-to-measure enterprise; and that consumers are, in the long run, the best judges of quality.

Sincerely,

A handwritten signature in dark ink, appearing to read "Dixy Lee Ray", written over a large, stylized flourish.

Dixy Lee Ray
Governor

cc: Council for Postsecondary Education
Commission on Vocational Education

SUBSTITUTE SENATE BILL NO. 2434

AS AMENDED BY THE HOUSE

State of Washington
46th Regular Session

By Committee on Higher Education
(Originally sponsored by
Senators Goltz, Scott and
Benitz)

Filed by Committee, February 14, 1979, and ordered printed.

1 AN ACT Regulating certain educational institutions; adding a new
2 chapter to Title 28B RCW; creating new sections;
3 providing civil and criminal penalties; and making an
4 effective date.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 NEW SECTION. Section 1. This chapter may be cited as
7 the Educational Services Registration Act.

8 NEW SECTION. Sec. 2. It is the intent of the
9 legislature that a system be established to encourage the fair
10 practice of educational institutions operating in the state of
11 Washington. It is further intended that educational
12 institutions develop and maintain standards of high quality and
13 integrity in their service to students. This chapter:

14 (1) Requires certain educational institutions to
15 register, submit a statement of organization and file a surety
16 bond on an annual basis.

17 (2) Requires from registering institutions a statement
18 of compliance with minimum standards concerning the quality of
19 educational services and related activities to protect against
20 substandard, transient, or deceptive educational institutions
21 and practices.

22 (3) Prohibits the granting of false or misleading
23 educational credentials.

24 (4) Prohibits the use of inaccurate or misleading
25 literature, advertising, solicitation, or representation by
26 educational institutions.

27 (5) Establishes means by which individuals may seek
28 redress for violations of this chapter.

29 NEW SECTION. Sec. 3. The definitions set forth in this
30 section apply throughout this chapter, unless the context

1 clearly indicates to the contrary:

2 (1) "Educational institution" includes, but is not
3 limited to, an academic, vocational, technical, home study,
4 business, professional, or other school, institution, college,
5 or university, or other organization or person not exempted
6 under section 8 of this act, offering educational credentials,
7 instruction, or services primarily to persons who have completed
8 or terminated their secondary education, or who are beyond the
9 age of compulsory high school attendance, for attainment of
10 educational, professional, or vocational objectives.

11 (2) "To operate", means to establish, keep, or maintain
12 any facility or location in this state where, from, or through
13 which education is offered or educational credentials are
14 offered or granted, and includes contracting for the performance
15 of any such act.

16 (3) "To offer" includes, in addition to its usual
17 meanings, to advertise, or publicize. "To offer" shall also
18 mean to solicit or encourage any person, directly or indirectly,
19 to perform the act described.

20 (4) "To grant" includes to award, issue, sell, confer,
21 bestow, or give.

22 (5) "Education" or "educational services" includes but
23 is not limited to, any class, course, or program of training,
24 instruction, or study.

25 (6) "Chief administrative officer" means the person
26 designated by the institution under section 7 of this act.

27 (7) "Agent" means a person owning an interest in,
28 employed by, or representing for remuneration an educational
29 institution within or without this state, who enrolls or
30 personally attempts to secure the enrollment in such school of a
31 resident of this state, offers to award educational credentials
32 for remuneration on behalf of any such school, or holds himself
33 or herself out to residents of this state as representing an
34 educational institution for any such purpose.

35 (8) "Educational credentials" means degrees, diplomas,
36 certificates, transcripts, reports, documents, or letters of

1 designation, marks, appellations, series of letters, numbers, or
2 words which signify or appear to signify enrollment, attendance,
3 progress, or satisfactory completion of the requirements or
4 prerequisites for any educational program.

5 (9) "Entity" includes but is not limited to a person,
6 company, firm, society, association, partnership, corporation,
7 and trust.

8 (10) "Degree granting institution" shall mean an
9 educational institution, which offers educational credentials,
10 instruction, or services prerequisite to or indicative of an
11 academic or professional degree beyond the secondary level.
12 "Degree granting institution" shall also include any other
13 educational institution which is not a "private vocational
14 school".

15 (11) "Private vocational school" shall mean an
16 educational institution, the objective of which is to prepare
17 persons to enter, continue in, or upgrade themselves in gainful
18 employment in recognized occupations which are not designated as
19 professional or requiring a baccalaureate or higher degree.

20 (12) "Dual purpose institution" shall mean any
21 educational institution which satisfies the definitions of both
22 "degree-granting institution" and "private vocational school".
23 Either the council for postsecondary education or the commission
24 for vocational education may be selected by the "dual purpose
25 institution" for purposes of complying with the requirements of
26 sections 8, 9, 10 and 11 of this chapter.

27 (13) "Agency" shall mean the council for postsecondary
28 education in the case of degree granting institutions and the
29 commission for vocational education in the case of private
30 vocational schools.

31 NEW SECTION. Sec. 4. The following education and
32 institutions are exempted from the provisions of this chapter:

33 (1) Education sponsored by bona fide trade, business,
34 professional, or fraternal organizations primarily for that
35 organization's membership or offered by that organization on a
36 no-fee basis;

1 (2) Education solely avocational or recreational in
2 nature and institutions offering such education exclusively;

3 (3) Education offered by charitable institutions,
4 organizations, or agencies: PROVIDED, That such education is
5 not advertised or promoted as leading toward educational
6 credentials;

7 (4) Institutions that are established, operated, and
8 governed by this state or its political subdivisions under the
9 provisions of Title 28A, 28B and 28C RCW;

10 (5) Institutions that have been accredited by any
11 accrediting association recognized by the agency for the
12 purposes of this act: PROVIDED, That an institution, branch,
13 extension or facility operating within the state of Washington
14 which is affiliated with an institution operating in another
15 state must be a separately accredited member institution of any
16 such accrediting association to qualify for this exemption.

17 (6) Any other institution to the extent that it has been
18 exempted from some or all of the provisions of this chapter in
19 accordance with the hardship exemption procedure in section 13
20 of this act.

21 ~~NEW SECTION.~~ Sec. 5. The commission for vocational
22 education with respect to private vocational schools, the
23 council for postsecondary education with respect to degree
24 granting institutions, shall:

25 (1) Establish more detailed criteria to implement the
26 standards set forth in section 6 of this act;

27 (2) Maintain a list of educational institutions
28 registered in this state under this chapter, which list shall
29 separately identify dual purpose institutions and be available
30 to the public; upon the registration of a "dual purpose
31 institution" insure that such registration is communicated to
32 the council for postsecondary education and the commission for
33 vocational education;

34 (3) Adopt reasonable rules and regulations in accordance
35 with chapter 34.04 RCW, the administrative procedure act, for
36 enforcing and carrying out the provisions and purposes of this

1 chapter;

2 (4) Investigate on its own initiative or in response to
3 any complaint filed with it, any person, group, or entity
4 subject to, or reasonably believed by the agency to be subject
5 to, the jurisdiction of this chapter; and in connection
6 therewith, to administer oaths and affirmations, issue
7 subpoenas, and compel attendance, take evidence and require the
8 production of any books, papers, correspondence, memorandums, or
9 other records which the agency deems relevant or material to
10 such investigation;

11 (5) Coordinate the policies and rules developed under
12 subsections (1) and (3) of this section so as to develop where
13 possible consistent procedures and standards applicable to
14 degree-granting institutions, private vocational school, and
15 dual purpose institutions.

16 NEW SECTION. Sec. 6. An educational institution shall
17 be maintained and operated in compliance with the following
18 standards:

19 (1) The quality and content of each program shall be
20 such as may reasonably and adequately achieve the program
21 objective;

22 (2) The institution shall have adequate space,
23 equipment, instructional and library materials, and personnel
24 such as may reasonably and adequately achieve program and
25 institutional objectives;

26 (3) The qualifications of directors, administrators,
27 supervisors, and instructors shall reasonably insure that the
28 students will receive education consistent with institutional
29 objectives;

30 (4) The institution shall provide students and other
31 interested persons with a catalog or brochure containing
32 information describing enrollment qualifications; programs
33 offered; program objectives; length of program; schedule of
34 tuition, fees, and all other charges and expenses necessary for
35 completion of the course of study; and cancellation and refund
36 policies, all such information to be provided prospective

1 students prior to enrollment. The institution shall also
2 provide such other material facts concerning the institution and
3 the program as are reasonably likely to affect the decision of
4 the student to enroll in the institution, together with any
5 other disclosures specified by the agency and defined in the
6 agency rules;

7 (5) Upon satisfactory completion of education or
8 training, the student shall be given appropriate educational
9 credentials by the institution indicating that the course or
10 courses of instruction or study have been satisfactorily
11 completed by the student;

12 (6) Adequate records shall be maintained by the
13 institution to document student performance and progress;

14 (7) The institution shall be financially sound and
15 capable of meeting its legal financial obligations and
16 fulfilling its commitments to students;

17 (8) Neither the institution nor its agents shall engage
18 in methods of advertising, sales, collection, credit, or other
19 business practices which are false, deceptive, misleading, or
20 unfair;

21 (9) Consistent with guidelines adopted by the agency,
22 the institution shall establish a fair and equitable
23 cancellation and refund policy that includes provisions for a
24 cooling-off period, and shall not make unilateral changes in
25 scheduled times for course instruction unless provision is made
26 for an equitable refund of tuition and fees; and

27 (10) The institution shall not discriminate on the basis
28 of race, religion, sex, handicap, or national origin as
29 prohibited by state or federal law.

30 NEW SECTION. Sec. 7. Every educational institution must
31 designate an individual as a "chief administrative officer". It
32 will be the responsibility of the chief administrative officer
33 to insure that the institution complies with the registration
34 and other requirements of this chapter.

35 NEW SECTION. Sec. 8. (?) All educational institutions
36 must initially register with the agency no later than one month

1 prior to the date on which it first offers educational
2 credentials, instruction or services, whichever is sooner:
3 PROVIDED, That institutions which are offering such services at
4 the time of the effective date of this act or which commence
5 such activity within forty-five days after such effective date,
6 shall file their initial registration no later than thirty days
7 after such effective date.

8 (2) Subsequent to its initial registration an
9 educational institution shall renew its registration annually.

10 NEW SECTION. Sec. 9. At the time of its initial
11 registration each educational institution shall pay the agency
12 an initial registration fee of two hundred dollars. At each
13 annual renewal of registration each such institution shall pay a
14 renewal fee of one hundred dollars to the agency. All fees
15 collected pursuant to this section shall be deposited in the
16 state general fund.

17 NEW SECTION. Sec. 10. At the time an educational
18 institution initially registers it shall file with the agency a
19 statement of organization, in a form determined by the agency,
20 which shall include the following information:

21 (1) Name and address of the institution and a statement
22 of whether it is a "degree-granting institution", "private
23 vocational school" or "dual purpose institution".

24 (2) Name and address of the owners of the institution,
25 if the institution is incorporated then the names and addresses
26 of the directors and of any shareholders holding more than a ten
27 percent interest shall be listed.

28 (3) Name and address of the chief administrative officer
29 of the institution and all agents of the institution as defined
30 in section 3 (6) and (7), respectively, of this act.

31 (4) A copy of each of the materials that the institution
32 is required to supply prospective students prior to enrollment
33 in accordance with section 6(4) of this act.

34 (5) Any other information which the agency determines to
35 be necessary for adequate public disclosure of the institution.

36 (6) A signed written statement from the chief

1 administrative officer of the institution attesting to the truth
2 and accuracy of the information provided in the statement of
3 organization and any amendments thereto and pledging that the
4 institution will comply with all of the requirements of this
5 chapter and any rules adopted pursuant to section 5 (1) and (3)
6 of this act.

7 At the time of each annual renewal the institution shall
8 file an amended statement of organization indicating any changes
9 from the information previously submitted. Additionally, the
10 institution must file an amended statement within thirty days of
11 any change of circumstances which would require amendment of the
12 information provided in subsections (1), (2) or (3) of this
13 section.

14 All amended statements must be filed with the agency and
15 include a statement as required in subsection (6) of this
16 section.

17 NEW SECTION. Sec. 11. (1) At the time of its
18 registration each educational institution shall file a surety
19 bond with the agency in a form acceptable to the agency. The
20 bond may be continuous or renewable at the time of annual
21 renewal of registration: PROVIDED, That the bond shall cover
22 the full period during which an institution is registered unless
23 the surety has been released as provided in subsection (4) of
24 this section.

25 In the event that any final judgment shall impair the
26 liability of the surety upon the bond so furnished that there
27 shall not be in effect a bond undertaking in the full amount
28 prescribed in this section, the agency shall suspend the
29 registration of the institution until the bond liability in the
30 required amount unimpaired by unsatisfied judgment claims shall
31 have been furnished.

32 (2) The amount of the bond shall be determined by the
33 agency. In fixing the amount the agency shall adopt rules
34 setting bond amounts on a sliding scale based upon the size of
35 the institution, and the maximum amount of the bond required may
36 not exceed seventy-five thousand dollars.

1 The bond shall be executed by the registering institution
2 as principal and by a surety company authorized to do business
3 in this state as surety. The bond shall run to the state of
4 Washington, for the benefit and protection of any student or
5 enrollee, or, in the case of a minor, his or her parents or
6 guardian, determined to have suffered loss or damage as a result
7 of an act or practice by such institution which is a violation
8 of this chapter or rules adopted under this chapter alleged to
9 have occurred while the bond was in effect or as a result of the
10 institution's failure to meet its obligations to a student or
11 enrollee during the term for which tuition has been paid.

12 (3) In lieu of the surety bond provided for herein, the
13 institution may furnish, file and deposit with the agency, cash
14 or other negotiable security acceptable to the executive officer
15 of the agency. If the institution has filed a cash deposit, the
16 agency shall deposit such funds in a special trust savings
17 account in a commercial bank, mutual savings bank, or savings
18 and loan association and shall pay annually to the depositor the
19 interest derived from such account. The security deposited with
20 the agency in lieu of the surety bond shall be returned to the
21 institution at the expiration of one year after the
22 institution's registration has expired or been revoked if no
23 legal action has been instituted against the institution or on
24 said security deposit at the expiration of said one year.

25 Any person having an unsatisfied final judgment against
26 the registrant based on any claims arising under this section
27 may execute upon the security held by the agency by serving a
28 certified copy of the unsatisfied final judgment together with
29 any findings and conclusions by registered or certified mail
30 upon the agency within one year of the date of entry of such
31 judgment. Upon the receipt of service of such certified copy
32 the agency shall pay or order paid from the deposit, through the
33 registry of the superior court which rendered judgment, towards
34 the amount of the unsatisfied judgment. The priority of payment
35 by the agency shall be the order of receipt by the agency of the
36 unsatisfied judgment and claim against the deposit, but the

1 agency shall have no liability for payment in excess of the
2 amount of the deposit.

3 (4) A surety on a bond may be released by serving
4 written notice thereof to the agency at least thirty-five days
5 prior to the release, but the release shall not discharge or
6 otherwise affect any claim theretofore or thereafter filed by a
7 student or enrollee, or, in the case of a minor, his or her
8 parents or guardian, for loss or damage resulting from any act
9 or practice which is a violation of this chapter or rules
10 adopted under this chapter alleged to have occurred while the
11 bond was in effect, or resulting from the institution's failure
12 to meet its obligations to a student or enrollee during the term
13 for which tuition has been paid.

14 The agency shall give the institution at least thirty
15 days written notice prior to the release of the surety to the
16 effect that registration will be suspended by operation of law
17 until a sufficient surety bond is filed in the same manner and
18 amount as the bond being terminated.

19 (5) In addition to all other legal remedies, an action
20 may be brought upon the bond or cash deposit or security in lieu
21 thereof by any beneficiary covered thereunder, in the superior
22 court of Thurston county or the county in which the educational
23 services were offered by the institution: PROVIDED, That the
24 aggregate liability of the surety to all such persons shall in
25 no event exceed the sum of such bond.

26 An action upon such bond or security shall be commenced
27 by serving and filing of the complaint within one year from the
28 date of the cancellation of the bond or, in the case of a cash
29 deposit or other security deposited in lieu of the surety bond,
30 within one year of the date of expiration or revocation of
31 registration: PROVIDED, That no action shall be maintained upon
32 such bond or such cash deposit or other security for any claim
33 which has been barred by any nonclaim statute or statute of
34 limitations of this state. Two copies of the complaint shall be
35 served by registered or certified mail upon the executive
36 officer of the agency at the time the suit is started. Such

1 service shall constitute service on the surety. The executive
2 officer of the agency shall transmit one of said copies of the
3 complaint served on him to the surety within forty-eight hours
4 after it shall have been received.

5 The executive officer of the agency shall maintain a
6 record, available for public inspection, of all suits commenced
7 under this chapter upon surety bonds, or the cash or other
8 security deposited in lieu thereof.

9 NEW SECTION. Sec. 12. No educational institution nor
10 any of its agents shall instruct or offer to instruct, including
11 advertising or soliciting for such purpose, enroll or offer to
12 enroll, contract or offer to contract with any person for such
13 purpose, or offer or grant any educational credential, or
14 contract with any school to perform any such act in this state
15 whether such institution is located within or without this state
16 unless such institution is registered and in compliance with the
17 requirements set forth in sections 8, 9, 10 and 11 of this act.

18 NEW SECTION. Sec. 13. The agency, after hearing, by
19 order approved and ratified by a majority of the membership of
20 the agency, may suspend or modify any of the registration or
21 other requirements contained in this chapter in a particular
22 case if it finds that literal application of this chapter works
23 a manifestly unreasonable hardship and if it also finds that
24 such suspension or modification will not frustrate the purposes
25 of this chapter.

26 NEW SECTION. Sec. 14. (1) A person claiming damage or
27 loss as a result of any act or practice by an educational
28 institution, its agent, or any person which is a violation of
29 this chapter or of the rules adopted under this chapter, may
30 file a complaint with the agency. The complaint shall set forth
31 the alleged violation and shall contain such other information
32 as may be required by the agency. A complaint may also be filed
33 with the agency by the executive officer of the agency or by the
34 attorney general.

35 (2) The agency shall investigate any complaint and may
36 attempt to bring about a settlement by persuasion and

1 conciliation. The agency may hold a contested case hearing
2 pursuant to the administrative procedure act, chapter 38.06 RCW,
3 in order to determine whether a violation has occurred.

4 (3) If, upon all the evidence at the hearing, the agency
5 finds that the educational institution, its agent, or any person
6 has engaged in or is engaging in any act or practice which
7 violates this chapter or rules adopted under this chapter, the
8 agency shall issue and cause to be served upon the violator an
9 order requiring it to cease and desist from the act or practice
10 and may impose the penalties provided for in section 15 of this
11 act. If the agency finds that the complainant has suffered loss
12 or damage as a result of the act or practice, it may order full
13 or partial restitution for the damage or loss: PROVIDED, That
14 the complainant is not bound by the agency's determination of
15 restitution and may pursue any other legal remedy.

16 NEW SECTION. Sec. 15. Any person, group, or entity or
17 any owner, officer, agent, or employee of such entity who
18 violates any provision of this chapter shall be subject to a
19 civil penalty of not more than two thousand dollars for each
20 separate violation. Each day on which a violation occurs
21 constitutes a separate violation. Multiple violations on a
22 single day may be considered separate violations. The fine may
23 be imposed by the agency in accordance with the procedures set
24 forth in section 14 of this act, or in any court of competent
25 jurisdiction.

26 NEW SECTION. Sec. 16. Any person, group, or entity or
27 any owner, officer, agent, or employee of such entity who
28 wilfully violates section 8, 9, 10, 11 or 12 of this act shall
29 be guilty of a gross misdemeanor and, upon conviction, shall be
30 punished by a fine of not to exceed one thousand dollars or by
31 imprisonment in the county jail for not to exceed one year, or
32 by both such fine and imprisonment.

33 Each day on which a violation occurs constitutes a
34 separate violation. The criminal sanctions may be imposed by a
35 court of competent jurisdiction in an action brought by the
36 attorney general of this state.

1 NEW SECTION. Sec. 17. Any educational institution,
2 whether or not situated in or having a place of business in this
3 state, whose personnel or agent instructs or educates or offers
4 to instruct or educate, enrolls or offers to enroll, or
5 contracts or offers to contract to provide instructional or
6 educational services in this state, whether the instruction or
7 services are provided in person or by correspondence to a
8 resident of this state, or whose personnel or agent awards or
9 offers to award any educational credentials to a resident of
10 this state, submits to the jurisdiction of the courts of this
11 state, and submits any such personnel or agent thereto, for the
12 purpose of any cause of action arising from such acts.

13 NEW SECTION. Sec. 18. The records and accounts
14 pertaining to each period of enrollment of each student shall be
15 kept intact and in good condition by the educational institution
16 for at least three years following the termination of such
17 enrollment period.

18 NEW SECTION. Sec. 19. If any educational institution
19 proposes to discontinue its operation, the chief administrative
20 officer of the institution shall file with the agency the
21 original or legible true copies of all such educational records
22 of the institution as may be specified by the agency. The
23 records shall include, but not be limited to, such information
24 as is customarily required by colleges when considering students
25 for transfer or advance study and, as a separate document, the
26 academic record of each former student. In the event it appears
27 to the agency that any such records of an educational
28 institution discontinuing its operations are in danger of being
29 destroyed, secreted, mislaid, or otherwise made unavailable to
30 the agency, the agency may seek a court order to protect and if
31 necessary take possession of the records. The agency shall
32 maintain or cause to be maintained a permanent file of
33 educational records coming into its possession.

34 NEW SECTION. Sec. 20. If the person to whom educational
35 services are to be rendered or furnished by an educational
36 institution is a resident of this state at the time any contract

1 relating to payment for such services or any note, instrument,
2 or other evidence of indebtedness relating thereto is entered
3 into, the provisions of section 21 of this act shall govern the
4 rights of the parties to the contract or evidence of
5 indebtedness. In such event, a contract or evidence of
6 indebtedness containing any of the following agreements shall
7 render the contract voidable at the option of the person to whom
8 educational services are to be rendered or furnished:

9 (1) That the law of another state shall apply;

10 (2) That the maker or any person liable on the contract
11 or evidence of indebtedness consents to the jurisdiction of
12 another state;

13 (3) That another person is authorized to confess
14 judgment on the contract or evidence of indebtedness; or

15 (4) That fixes venue.

16 NEW SECTION. Sec. 21. No note, instrument, or other
17 evidence of indebtedness or contract relating to payment for
18 education or educational services shall be enforceable in the
19 courts of this state by an educational institution or holder of
20 the instrument unless the institution was registered in
21 compliance with the requirements of sections 8, 9, 10 and 11 of
22 this act at the time the note, instrument or other evidence of
23 indebtedness or contract was entered into.

24 NEW SECTION. Sec. 22. (1) The attorney general of this
25 state or the prosecuting attorney of any county in which an
26 educational institution or an agent thereof is found may, at the
27 request of the agency or on their own motion, bring any
28 appropriate action or proceeding, including injunctive
29 proceedings under subsection (2) of this section or criminal
30 proceedings under section 16 of this act, in any court of
31 competent jurisdiction for the enforcement of this chapter and
32 the rules adopted under this chapter.

33 (2) Whenever it appears to the agency that a person,
34 agent, group, or entity is violating, or has been violating this
35 chapter or the rules or orders of the agency, the agency may, on
36 its own motion or on the written complaint of any person and

1 after giving notice to the person, group, or entity affected,
2 file a petition for injunction in the name of the agency in a
3 court of competent jurisdiction in this state against such
4 person, group, or entity for the purpose of enjoining the
5 violation or for an order directing compliance with this chapter
6 and the rules or orders issued under this chapter. It is not
7 necessary that the agency allege or prove that the agency has no
8 adequate remedy at law. The right of injunction provided in
9 this section is in addition to any other legal remedy which the
10 agency has and is in addition to any right of criminal
11 prosecution provided by law. The existence of agency action
12 with respect to alleged violations of this chapter and rules
13 adopted under this chapter does not operate as a bar to an
14 action for injunctive relief under this section.

15 NEW SECTION. Sec. 23. A violation of a provision of
16 this chapter or the rules adopted under this chapter, shall be
17 considered a violation of RCW 19.86.020, as now or hereafter
18 amended, of the consumer protection act.

19 NEW SECTION. Sec. 24. The remedies and penalties
20 provided for in this chapter are nonexclusive and cumulative and
21 do not affect any other actions or proceedings.

22 NEW SECTION. Sec. 25. (1) All reports, documents,
23 surveys, books, records, files, papers, or other writings in the
24 possession of the department of licensing pertaining to the
25 regulation of proprietary schools shall be delivered to the
26 custody of the commission for vocational education. All
27 cabinets, furniture, office equipment, motor vehicles, and other
28 tangible property employed in the regulation of proprietary
29 schools shall be made available to the commission. All funds,
30 credits, or other assets held in connection with this function
31 shall be assigned to the commission.

32 (2) Any appropriations made to the department of
33 licensing for the purpose of regulating proprietary schools
34 shall, on the effective date of this act, be transferred and
35 credited to the commission for the purpose of carrying out this
36 act.

1 (3) Whenever any question arises as to the transfer of
2 any funds, including unexpended balances within any accounts,
3 books, documents, records, papers, files, equipment, or any
4 other tangible property used or held by the department of
5 licensing in regulating proprietary schools, the director of
6 financial management shall make a determination as to the proper
7 allocation and certify the same to the state departments and
8 agencies concerned.

9 NEW SECTION. Sec. 26. Sections 1 through 24 of this act
10 shall constitute a new chapter in Title 28B RCW.

11 NEW SECTION. Sec. 27. This act shall be effective
12 January 1, 1980.

13 NEW SECTION. Sec. 28. If any provision of this act or
14 its application to any person or circumstance is held invalid,
15 the remainder of the act or the application of the provision to
16 other persons or circumstances is not affected.

Passed the Senate May 10, 1979.

John A. Cherberg
President of the Senate.

FILED
MAY 17 1979

SECRETARY OF STATE
STATE OF WASHINGTON
3:41 PM

Passed the House May 9, 1979.

Phil Bagner
Democratic Speaker of the House.

Dan Boren
Republican Speaker of the House.

Approved May 17, 1979

[Signature]
Governor of the State of Washington

IN THE LEGISLATURE
of the
STATE OF WASHINGTON



CERTIFICATION OF ENROLLED ENACTMENT

SUBSTITUTE SENATE BILL NO. 2744

CHAPTER 235, LAWS OF 1979
1st Extraordinary Session
(46th Legislative Session)

Effective Date: Sept. 1, 1979

Passed the Senate March 29, 1979

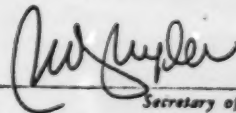
Year 47 Nays 1

Passed the House May 29, 1979

Year 90 Nays 0

CERTIFICATE

I, Sidney R. Snyder, Secretary of the Senate of the State of Washington do hereby certify that the attached is enrolled Substitute Senate Bill No. 2744 as passed by the Senate and the House of Representatives on the dates hereon set forth.


Secretary of the Senate

SUBSTITUTE SENATE BILL NO. 2744

State of Washington
46th Legislature
1st Extraordinary Session

By Committee on Ways and Means
(Originally sponsored by Senators
Goltz, Shinpoch and Benitz)

Filed by Committee March 22, 1979, and ordered printed.

1 AN ACT Relating to the state student financial aid program; and
2 amending section 8, chapter 222, Laws of 1969 ex. sess.
3 as amended by section 16, chapter 132, Laws of 1975 1st
4 ex. sess. and RCW 28B.10.802.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 Section 1. Section 8 chapter 222, Laws of 1969 ex.
7 sess. as amended by section 16, chapter 132, Laws of 1975 1st
8 ex. sess. and RCW 28B.10.802 are each amended to read as
9 follows:

10 As used in RCW 28B.10.800 through 28B.10.824:

11 (1) "Institutions of higher education" shall mean (1)
12 any public ((or-private-college;-university-or-community-college
13 in-the-state-of-Washington-which-is-accredited-by-the--Northwest
14 Association-of-Secondary-and-Higher-Schools;-and-an-institute-of
15 higher-education-shall-also-mean-any-public-vocational-technical
16 institute--in--the--state--of--Washington)) university, college,
17 community college, or vocational-technical institute operated by
18 the state of Washington or any political subdivision thereof or
19 (2) any other university, college, school, or institute in the
20 state of Washington offering instruction beyond the high school
21 level which is a member institution of an accrediting
22 association recognized by rule of the council for the purposes
23 of this section: PROVIDED, That any institution, branch,
24 extension or facility operating within the state of Washington
25 which is affiliated with an institution operating in another
26 state must be a separately accredited member institution of any
27 such accrediting association: PROVIDED FURTHER, That no
28 institution of higher education shall be eligible to participate
29 in a student financial aid program unless it agrees to and
30 complies with program rules and regulations adopted pursuant to

1 RCW 28B.10.022-

2 (2) The term "financial aid" shall mean loans and/or
3 grants to needy students enrolled or accepted for enrollment as
4 a full time student at institutions of higher education.

5 (3) The term "needy student" shall mean a post high
6 school student of an institution of higher learning as defined
7 in subsection (1) above who demonstrates to the ((commission))
8 ~~COUNCIL~~ the financial inability, either through his parents,
9 family and/or personally, to meet the total cost of board, room,
10 books, and tuition and incidental fees for any semester or
11 quarter.

12 (4) The term "disadvantaged student" shall mean a post
13 high school student who by reason of adverse cultural,
14 educational, environmental, experiential, familial or other
15 circumstances is unable to qualify for enrollment as a full time
16 student in an institution of higher learning, who would
17 otherwise qualify as a needy student, and who is attending an
18 institution of higher learning under an established program
19 designed to qualify him for enrollment as a full time student.

20 (5) "Commission" ~~or "Council"~~ shall mean the council for
21 postsecondary education created in RCW 28B.80.010 as now or
22 hereafter amended.

Passed the Senate March 29, 1979.

John A. Greberg
President of the Senate.

FILED

JUN 15 1979

SECRETARY OF STATE
STATE OF WASHINGTON

4:08 PM

Passed the House May 29, 1979.

John Bagshaw
Democratic Speaker of the House.

Samuel R. ...
Republican Speaker of the House.

Approved June 15, 1979

[Signature]
Governor of the State of Washington